

JOURNAL
OF
THE SENATE
OF THE
STATE OF ALABAMA
SESSION OF 1915

HELD IN THE CITY OF MONTGOMERY,
COMMENCING

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VOL. II.



WITH AN INDEX PREPARED BY
THE SECRETARY OF THE SENATE.

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JOURNAL
OF
THE SENATE
OF THE
STATE OF ALABAMA
SESSION OF 1915.

TWENTY-NINTH DAY.

Friday, August 6th, 1915.

The Senate met pursuant to adjournment, Lieutenant-Governor Kilby presiding.

PRAYER.

By Rev. Mr. Bealle of the House.

ROLL CALL.

Present:

Messrs.:	Easterly	Hollis	Miller
Arrington	Ellis	Holmes	Milner
Bell	Elrod	Jones	McCain
Bonner	Faulk	Judge	Price
Brown	Green	Key	Pride
Bulger	Hall	Kline	Thach
Burns	Hartwell	Lee	Wallace
Cooper	Higgins	Lewis	Weathers
Denson	Hill	Lusk	Winkler

JOURNAL.

On motion of Mr. Brown the reading of the Journal of yesterday was dispensed with and the same was approved by the Senate.

INTRODUCTION OF BILLS.

Upon a call of districts bills were introduced, severally read one time, and referred to appropriate standing committees, as follows:

By Mr. Thach:

S. 763. To provide for the better building, maintenance and protection of the public roads and bridges of Limestone county; to provide funds, regulations and penalties to carry the provisions and purposes of this act into effect; to provide for the appointment of a county engineer and for the examination of applicants for such position.

Committee on Local Legislation.

With notice and proof thereto attached and herewith exhibited as follows:

The State of Alabama, {
Limestone County. }

Notice is hereby given that the following bill will be introduced at the July, 1915, session of the Legislature of Alabama.

H. C. Thach.

A Bill to be Entitled
AN ACT

To provide for the better building, maintenance and protection of the public roads and bridges of Limestone county; to provide funds, regulations and penalties to carry the provisions and purpose of this act into effect; to provide for the appointment of a county engineer and for the examination of applicants of such position.

Section 1. Be it enacted by the Legislature of Alabama, that the court of county commissioners of Limestone county shall, within six months after the approval of this act, elect a county engineer who shall be the superintendent of public roads of said county; he shall be provided with a properly furnished office in the county court house or elsewhere in the county seat, and shall hold his office subject to the pleasure of the court of county commissioners. The said county engineer shall

have charge of the location, construction, improvement and maintenance of the public roads, bridges and ferries of the county, subject to the general direction of the court of county commissioners; he shall be the custodian of the records of the county concerning roads and bridges, except as herein provided; he shall select all of his subordinate employees subject to approval of the county commissioners; he shall prepare and approve all plans and specifications; and none of his plans and specifications, orders or directions shall be countermanded or changed, except by a specific resolution of the court of county commissioners duly entered on the minutes. The county engineer shall devote his entire time to the duties of his office designated herein and such other duties as shall be assigned to him by the court of county commissioners; provided, that he may, with the consent of the county commissioners, do surveying or engineering work for private parties for which services he shall charge such fees as the court of county commissioners shall direct and shall pay such fees into the county road and bridge fund. The salary of county engineer shall be fixed by the court of county commissioners, provided that the salary shall not be less than \$1,500.00 per annum, payable monthly. Said engineer, before taking office, shall furnish the county with surety bond in the sum of (\$2,000.00) two thousand dollars.

Sec. 2. That no person shall be eligible to hold the office of county engineer unless he is a competent civil engineer and experienced in the construction of roads, and unless he shall pass satisfactorily an examination designed to test his fitness for such office. Said examination shall be held under the direction of the State highway commission and under such regulations as it may prescribe.

Sec. 3. That before any work is done in the construction or improvement of any road or bridge, except necessary maintenance work, the engineer shall make such survey as may be necessary, shall prepare definite plans, specifications and an estimate of the cost of the work, and shall submit said plans, specifications and estimate of cost for the approval of the court of county commis-

sioners with a recommendation as to the best method of doing the work. The court of county commissioners shall pass upon said plans, specifications and estimates and when said plans and specifications are approved, the county engineer shall be authorized to proceed with the work by contract or by force account as the court of county commissioners shall direct.

If the court of county commissioners determine to do such work by contract, the county engineer shall advertise for bids in a newspaper published in the county, in a daily newspaper of general circulation in the State of Alabama, and by posting a copy of the advertisement at the court house. The said advertisement shall state the general character of the work to be done, the amount of certified check required, and the time and place at which bids will be opened. The court of county commissioners shall require all bids to be sealed and to be accompanied by a certified check which shall bind the bidder to enter into a contract in the event of his being awarded the work. If reasonable bids are received for doing the work, the contract shall be awarded to the lowest bidder, provided that the court of county commissioners may reject all binds or they may reject the bid of any contractor who is inexperienced or incompetent or who is known to have a bad record in the performance of public work.

Sec. 4. That the court of county commissioners may enter into a contract with a contractor for the construction, repair or maintenance of any road, bridge or ferry, or any appurtenance thereto, provided that all contracts for construction work be let under the preceding provisions of this act.

Sec. 5. That any contractor employed to construct or maintain any road, bridge, ferry or any appurtenance thereto shall, before entering upon the execution of such work, execute a bond payable to the county of Lime-stone for twice the amount of the contract price; said bond to be made by a surety company, approved by the court of county commissioners, and conditioned upon the faithful performance of the contract and the discharge of his duties thereunder.

Sec. 6. That if the county, any municipality, corporation or person is injured or damaged by the failure of such contractor to faithfully perform his contract and discharge his duties thereunder, an action may be maintained, under such bond, to recover such damages as they may have suffered.

Sec. 7. That the court of county commissioners shall have authority to purchase such materials, supplies, teams and other equipment as may be necessary in the office or field for properly carrying on the work of construction and maintenance of the public roads, bridges and ferries of the county.

The county engineer shall prepare requisitions for such materials and supplies as will be needed for roads and bridges and shall obtain quotations from at least two dealers on each class of article required, and shall submit said requisition to the court of county commissioners. When such requisition is approved by the court of county commissioners, the county engineer shall be authorized to purchase such approved articles at prices not exceeding those specified in the requisition.

The county engineer, with the approval of the court of county commissioners, shall be authorized to employ such assistant engineers, inspectors, rodmen, foremen, overseers, labors, artizans, and teams and to rent such equipment as may be necessary for properly carrying on the work of construction and maintenance of the public roads and bridges of the county.

The county engineer shall employ a sufficient number of persons to systematically drag each public dirt road in the county as directed by the county engineer and the court of county commissioners; shall fix the price for dragging so as to allow reasonable wages for the men and teams performing such service.

Sec. 8. That the county engineer shall require all bills, including estimates allowed contractors and allowances for salaries and expenses, be made in duplicate. He shall certify as to the correctness of each bill and shall file the duplicate of each bill in his office, and will issue a warrant on the county treasurer for the amount of each bill certified by him, the bill and warrant to bear the same serial number. Before a warrant issued

by the county engineer shall be payable it shall have been previously authorized and approved by the court of county commissioners and shall be presented, with its corresponding original bill, to the chairman of the court of county commissioners, who shall countersign said warrant, stamp same approved by the court of county commissioners and file the original bill in his office. This file and that in the county engineer's office shall be preserved as public records and they shall be delivered by the county engineer and the chairman of the court of county commissioners to their respective successors in office. The warrants issued by the county engineer in accordance with the provisions of this act, when countersigned by the chairman of and stamped approved by the court of county commissioners, shall be paid by the county treasurer and charged to the county road and bridge fund.

Sec. 9. That the court of county commissioners, if they deem it advisable, may call upon the State highway engineer for advice upon any question connected with their road work, and such advice shall be furnished free of charge, and the said court of county commissioners shall have authority to employ a special engineer to advise them upon any special problem when in their judgment, the best interests of the public renders such advice necessary, and when a bridge of unusual size or type of construction is to be built the court of county commissioners are authorized to employ a special engineer to design and supervise its construction.

Sec. 10. That the county engineer shall prepare a map of the county showing the location of all public roads and indicating the character of improvements which have been made on each road. This map shall be revised and brought up to date monthly. A tracing of such map shall be made and deposited for safe keeping in the vault of the probate office; and said tracing shall be brought up to date monthly.

Sec. 11. That the court of county commissioners shall, with the advice of the county engineer, classify all the public roads of the county into classes designated as first class, second class and third class roads. The lawful widths of rights of way of the several classes of roads

shall be as follows: First class road, 50 feet; second class roads, 40 feet; third class roads, 30 feet. The widths of traveled ways, the grades and character of improvement of each road shall be determined by the court of county commissioners in view of the requirements of traffic on each road; and the court of county commissioners may change the classification of any roads or any specified part of a road at any time.

Sec. 12. That when a new road is to be constructed or the location of an existing road to be changed, the court of county commissioners shall pass a resolution directing the county engineer to make a preliminary survey for said road, describing the terminal points of the said survey and appointing a time at which the court of county commissioners will meet to hear objections to location of said road or its classification. As soon as practical after the passage of such resolution, the county engineer shall stake out said road and prepare a map and profile of the same. The map shall show all buildings and fences within 200 feet of said road, and any other improvement which may affect the amount of damages which may be caused to property by the construction of said road. It shall also be the duty of the engineer to publish a notice to the effect that he has made surveys for said road, that the map and profile are on file in his office and subject to public inspection, and giving the time when the court of county commissioners will meet to hear objections to the location of said road or its classification. Such notice shall be given by publication in a newspaper of general circulation in a newspaper of general circulation in the county, by posting a copy at the court house, and by posting one copy at each terminal point of the survey.

The court of county commissioners shall meet at the court house at the time named in the said notice, and after hearing objections to the location of said road or its classification, the said court of county commissioners may confirm said location, order it amended or abandoned, and said action shall be shown on the minutes.

Section 13. That the court of county commissioners may secure the right of way for roads by donations, purchase or by condemnation.

Sec. 14. That the court of county commissioners shall have the right, authority, and power to condemn land for road purposes under the provisions of article 1, chapter 79, of the Code of Alabama, 1907, notwithstanding the fact that there may be other modes of proceeding by law for the condemnation of land for the establishment or change of roads; and such proceedings shall be conducted in the name of the county as petitioner, and the county shall provide for the payment of all charges in connection with the condemnation of said land.

Sec. 15. That the convicts of the county may be worked upon the public roads, bridges or ferries of the county, or they may be worked under the direction of the court of county commissioners in quarries, gravel pits or any plant owned by the county and used for the production of road materials, although said quarry, pit or plant may be located in another county or said convicts may be hired to or from another county or from the State, or to contractors under applied exclusively to the pur- such contractors and the court of county commissioners or other county or the State.

Sec. 16. That convicts shall not be worked in squads or companies with other persons required by law to perform road duty.

Sec. 17. That the court of county commissioners of the county may enter into a joint agreement with the road authorities of one or more adjoining counties whereby the convicts of the several counties may be combined in one gang, provided that an equitable division of the time of the gang between the several counties shall be arranged. The several counties entering into such agreement may invest jointly in such equipment as may be necessary for properly working and caring for such joint convict gang.

Sec. 18. The court of county commissioners of Limestone county shall at the time of making the annual levy of taxes for general county purposes, levy a special tax on all the taxable property of the county of one-fourth of one per centum on the assessed value of such taxable property. Such tax shall be levied and collected for the purpose of paying any debt or liability now existing or that may hereafter be created for the erection,

construction or maintenance of necessary public buildings, bridges or roads, and such tax shall be levied and collected as other county taxes, which tax so levied and collected shall be applied exclusively to the purposes for which the same is so levied and collected.

Sec. 19. That all money received by the county from license taxes on automobiles shall be paid into the county road and bridge fund and used only for the construction and maintenance of public roads and bridges.

Sec. 20. That all male inhabitants of the county not under eighteen and not over forty-five years of age except those exempted by the following section shall be required to work on the public roads of the county during each year for ten days of eight hour each; provided that he may pay in lieu of such personal service the sum of \$5.00 per year, to be paid to the judge of probate not later than the 15th day of July, said money to go into the county road and bridge fund, and shall be used only for the construction and maintenance of roads and bridges. The judge of probate shall furnish the county engineer with a list of persons who pay the per capita tax in lieu of personal service.

Sec. 21. That the following persons shall be exempt from road duty: All women and all men under the age of eighteen and over the age of forty-five years; any person who has lost an arm or leg; and all persons who by nature or disease, are rendered incapable of performing hard labor, who shall procure a certificate of such capacity from the county board of health sitting as a board.

Sec. 22. No person or hand is liable to work on any public road at a point on said road more than six miles from his residence, provided within this limit, he may be required to work in any beat or precinct.

Sec. 23. That for the purpose of maintaining the public roads the court of county commissioners shall from time to time divide the county into a convenient number of road precincts and require the county engineer to appoint one or more overseers for each precinct. The term of office of said overseers shall be one year; but he may be discharged for neglect of duty or inefficiency. When a vacancy occurs in the office of overseer, the

county engineer shall appoint some person to fill out the unexpired term.

Sec. 24. That it shall be the duty of each overseer to take a census of the persons within the area assigned to him who are subject to road duty, giving the age and color of each such person and the quarter section, farm or plantation on which he resides and to turn a list of such persons in to the county engineer. Before entering upon his duties, each overseer shall subscribe to the statutory oath to faithfully perform his duties, which oath may be administered by the county engineer. The satisfactory performance of these duties shall exempt said overseer from road work or service for the length of time he serves.

Sec. 25. That the county engineer will enter the names of all persons who are subject to road duty in a suitable ledger which shall have appropriate columns for credits of money or labor.

Sec. 26. That the county engineer shall apportion such hands as do not pay the per capita tax to the roads nearest their places of residence. He shall employ a sufficient number of overseers at a rate not to exceed \$2.00 per diem. The county engineer shall go with each overseer over the road apportioned to him and point out the work to be done and will furnish him with a list of road hands who will work under his direction.

Sec. 27. Persons hauling logs, lumber or timber over the roads of the county to sell or for another for hire and not for their own use or for the improvement of their farms, and persons regularly engaged in the business of hauling over the roads of the county shall pay a license of one and one-half dollars per month for each two-horse wagon and three dollars per month for each four-horse wagon so used in such hauling. It is not intended hereby to require a license for private hauling connected with or usual to the ordinary operation of a farm, or any one hauling cord or stove wood, whether for sale or not. It shall be unlawful to do any hauling hereby forbidden without first procuring such license. Any person violating the provisions of this section shall be guilty of a misdemeanor, and on conviction fined not less than ten nor more than (\$50.00) fifty dollars, to

be paid in lawful money, which fine when collected, shall be paid over to the road fund.

Sec. 29. That all male inhabitants of the county between the ages of twenty-one and fifty years are subject to road duty under this act as overseers.

Sec. 30. All horses, mules, oxen, wagons, scrapers, plows and all other implements and machinery, suitable for use and work on the public roads belonging to any individual or corporation in the county, or which belong to any non-resident of the county, but are in the county at the time notice is given to parties warning them to work the roads, are subject to road duty in Limestone county, to be used in the precinct where the owner resides or where such are kept for use. But if the owner is a non-resident of the county, to be used in the precinct where they are temporarily located; and they shall be subject to such duty for a time to be prescribed by the overseer. Provided, no wagon or team, horse or mule or oxen shall be subject to road duty for more than three days during any year; provided, further, that all wagons and teams, horses, mules and oxen shall work an equal number of days.

Sec. 31. The mode of securing horses, mules, oxen, wagons, scrapers, plows and all other implements and machinery is for the overseer to give two days notice in person or in writing to be left at the residence, to the owner thereof, but if there be no owner in the precinct, then to the manager, to have on the road such wagon and team or horses or mules or oxen or wagons or scrapers, or plows, or implements, or machinery, as he may designate and at the stated time and place.

Sec. 32. That in lieu of the work mentioned in section 30 of this act, any person may pay for day for each wagon and team, one and 25/100 dollars; for each single horse and wagon, 75 cents each; single horse, 50 cents; and each wagon, 25 cents; and when so paid by the owner they shall be exempt from further road duty for the time so paid for; provided, such sums shall be paid to the judge of probate not later than the 15th day of July, said money to go into the county road and bridge fund. Said probate judge shall furnish a list of the persons so paying to the county road engineer not later than August 1st.

Sec. 33. That any overseer who fails to perform his duty as such under the provisions of this act shall be liable to prosecution and fined on conviction not less than ten dollars nor more than fifty dollars.

Sec. 34. It shall be the duty of every person, firm or corporation, land owner or agent, employing hands to furnish the overseer upon his application a list of male hands in their employ or living on their lands, and failing so to do, such person, firm, corporation or land owner shall be guilty of a misdemeanor, and on conviction shall be fined not less than ten nor more than fifty dollars.

Sec. 34½. Any apportioner, overseer, or other person who fails to perform any duty required of him by this act, or by the general laws of the state not in conflict with this act shall be guilty of a misdemeanor, and on conviction must be fined not less than ten nor more than one hundred dollars.

Sec. 34¾. A county road and bridge fund is hereby created for Limestone county, Alabama, into which fund shall be paid all moneys derived for roads and bridges in said county.

Sec. 35. That it shall be the duty of the court of county commissioners of Limestone county to have this act printed for use of said court and other courts of the county and for the officers herein named.

Sec. 36. That as soon as practicable the court of county commissioners shall prepare and adopt such rules and regulations, not in conflict with this law, for the construction, improvement, and maintenance of roads and bridges as they shall deem most suitable for the requirements of and bring the most practicable results to the county.

Sec. 37. That within one year after the approval of this act the court of county commissioners shall cause to be erected at the intersection and crossing points of all roads, substantial sign boards with suitable device and lettering thereon to indicate the direction and distance to the nearest town or city.

Sec. 38. That all laws and parts of laws not in conflict with this act shall remain in full force and effect, and all laws and parts of laws, general and special, in

conflict with the provisions of this act are hereby repealed.

The State of Alabama, }
Limestone County. }

Before me, Fred Wall, N. P., Ex-Off. J. P., in and for said county and State, this day personally appeared Robert M. Rawls, who, being first duly sworn, deposes and says that he is the owner and publisher of the Alabama Courier, a weekly newspaper published in Athens, Limestone county, Alabama; that the attached notice and road bill was published in said Alabama Courier for four successive issues, to wit, in its issues of July 7th, 14th, 21st, and 28th, 1915.

Robt. M. Rawls,

Owner and Publisher of the Alabama Courier.

Sworn to and subscribed before me, this
(Seal.) 31st day of July, 1915.

Fred Wall,
N. P., Ex-Off. J. P.

By Mr. Pride:

S. 764. To amend sections 1222 and 1226 of the Code of 1907, relating to recorders and recorders courts and to fines and sentences imposed by them.

Committee on Judiciary.

By Mr. Milner:

S. 765. To provide for the payment of one-half ($\frac{1}{2}$) of the net earnings of all male convicts convicted in the courts of Alabama of a felony, to the wife or others dependent on such convict for support; to provide for ascertaining who are such dependents; to provide for ascertaining the amount of such net earnings, and to provide and prescribe the means and methods for the payment of same to those entitled thereto.

Committee on Revision of Laws.

By Mr. Elrod:

S. 766. To provide for a better system of public roads for the county of DeKalb, in this State.

Committee on Local Legislation.

With notice and proof thereto attached and herewith exhibited as follows:

NOTICE OF LOCAL LAW.

Notice is hereby given that the following bill will be introduced into the Legislature of Alabama at its next session beginning in July.

A BILL

To be entitled an act to provide for a better system of public roads for the county of DeKalb, in this State.

Section 1. Be it enacted by the Legislature of Alabama, that the court of county commissioners of DeKalb county, at its February term in nineteen hundred and sixteen or as soon thereafter as practicable, appoint one overseer for every three miles or as near that as practicable of public roads in each election precinct. All overseers shall serve two years from their appointment, unless appointed to fill an unexpired term.

Sec. 2. Be it further enacted, that the general laws with reference to the mode of warning hands to work the road; the length of notice to be given, and the kinds of implements to be brought by hands shall apply in all cases in DeKalb county. And also the general laws as to defaulters in road working and the punishment and the prosecution of the same shall apply in DeKalb county.

Sec. 3. Be it further enacted, that any overseer in DeKalb county may have power to discharge any hand who refuses to do good work, or who hinders another from work, and any such hand may be proceeded against as though he refused to obey the notice to work on the road, for which he was warned.

Sec. 4. Be it further enacted, that the overseer shall carefully preserve all tools and implements entrusted to him as overseer, and turn them over to his successor and take his receipt for the same.

Sec. 5. Be it further enacted, that all overseers, both section and beat, may receive for his services one dollar per day for time actually worked, and nine hours work shall count one day. Overseers shall be subject to road duty after their term of office.

Sec. 6. Be it further enacted, that the court of county commissioners may remove at any time any overseer

who neglects to do his duty or who, in the opinion of the court, is incompetent. It shall be the duty of the court to fill any vacancy in overseers at any time when one may occur. Any overseer who may be discharged shall at once become subject to road duty.

Sec. 7. That overseers shall report to the court of county commissioners at its June term an account of all time worked by him, with the amount of money collected by him, and turn over to the court all moneys in his possession, which money shall be turned into the county treasury for use on the public roads, in the election precinct from which it was collected.

Sec. 8. Be it further enacted, that all male citizens between the age of eighteen and forty-five years of age in this county shall work six days or pay one dollar per day for each day not worked. That any person exempt from road duty under the general laws of this State is also exempt by this act. All monies paid instead of work may be paid to the overseer in charge.

Sec. 9. Be it further enacted, that at its February term in each year after this act takes effect, the commissioners court shall apportion to each section overseer, the number of hands that he is to work, and furnish him with a list of their names within ten days from the time of such apportionment.

Sec. 10. Be it further enacted, that the overseer shall have supervision at all times and shall be held responsible for the upkeep of his section of road. And may call out hands at any time to mend bad or dangerous places; but the main time of working the roads shall be in March, July, and August, but not more than two days shall be required of any one hand in March. And no overseer shall double up so as to work more than ten hands at any one time, nor less than five if possible.

Sec. 11. Be it further enacted, that any overseer may accept in place of a hand a horse or mule or team. One hand for one horse or mule and two hands for a double team which team shall consist of a wagon or plow as the overseer may direct.

Sec. 12. Be it further enacted, that the court of county commissioners may refuse to pay any overseer who

refuses or neglects to work his road as directed by the commissioner in whose district he is working.

Sec. 13. Be it further enacted, that the court of county commissioners shall each year levy a special tax of three twentieths of one per cent. on all property in DeKalb county to be assessed and collected as other taxes are, and paid into the county treasury and kept as a separate road fund.

Sec. 14. Be it further enacted, that the commissioners court at its June term in each year shall ascertain what amount of money will be received during the year for road purposes, and after making an estimate of what it will take to pay for tools and pay the overseers, apportion the remainder as equally as can be done to the different election precincts in the county having in consideration the grade of roads and the difficulty of keeping them in repair.

Sec. 15. Be it further enacted, that the court of county commissioners at its June term in each year shall, after consulting the section overseers as to who of them is the most efficient overseer, appoint one for each beat in the county from among them who shall be known as a beat overseer who shall serve two years from his appointment. The beat overseer shall have access to tools when not in use by overseers. It shall be the duty of the beat overseer to hire hands at not more than one dollar per day, nine hours work to count one day. And he may hire teams at not more than two dollars and fifty cents per day for double teams. And shall work on the roads as directed by the commissioners in whose district he is working.

Sec. 16. Be it further enacted, that it shall be the duty of each county commissioner to go over the roads in his district before appointing the beat overseers and look over the roads so as to have some idea as to what section overseer would make a good beat overseer, and in appointing the beat overseers, give preferences to those who have their respective sections in the best condition.

Sec. 17. Be it further enacted, that when individuals will contribute money or labor for the upkeep of the

public roads in the county, the commissioners in whose district such help is offered shall meet the proposition with an equal amount of money or work, all offers of help to be numbered and met by the county according to their number. Provided as much of the road funds of the county as necessary may be used in building or repairing roads for which State aid is had as now provided by law.

Sec. 18. Be it further enacted, that all money spent in the county for building new roads or grading old roads be spent under contract not to be let until the same has been advertised in the newspapers of the county for at least thirty days. Contractors to give bond and security for the faithful carrying out of their contracts.

Sec. 19. Be it further enacted, that when overseers need to widen the roads, that they are hereby empowered to cut any place not to exceed ten feet, and the party owning the land may collect pay for the land as now provided for in the laying out of new roads.

I, Thomas H. Smith, publisher of the Fort Payne Journal, a weekly newspaper published in the town of Fort Payne, DeKalb county, Alabama, do hereby certify that the notice of a proposed road law for said county of DeKalb, a copy of which is hereto attached, was published in said newspaper for thirty days as required by the Constitution of Alabama in giving notice of proposed local laws.

Thos. H. Smith,
Publisher of the Journal.

Sworn to and subscribed before me, this 2nd day of August, 1915.

Jas. A. Croley,
Judge of Probate.

By Mr. Hall:

S. 767. To abolish the highway commission of Houston county, Alabama, and to repeal the act of creating same.

Committee on Local Legislation.

With notice and proof thereto attached and herewith exhibited as follows:

NOTICE.

Notice is hereby given that application will be made to the Legislature of Alabama, when it convenes on July 13, 1915, to enact and pass the following law, to wit:

A BILL

To be entitled "An act to abolish the highway commission of Houston county, Alabama, and to repeal the act of creating same."

Be it enacted by the Legislature of Alabama:

Section 1. That the highway commission, as created and established for Houston county, Alabama, by an act of the Legislature of 1911, page 203, be and the said highway commission is hereby abolished; and the said act, creating said highway commission, is hereby repealed.

B. G. Farmer.

June 25-jy2-9-16-wk.

State of Alabama, }
Houston County. }

Before me, L. A. Farmer, a Notary Public in and for said county, came W. T. Hall, who, being duly sworn, says that he is the owner, editor and manager of The Dothan Weekly Eagle, and that The Dothan Weekly Eagle is a newspaper published in Dothan, in the county of Houston, and State of Alabama, once a week, and that the notice hereto attached and made a part hereof was published once a week for four consecutive weeks in the said The Dothan Weekly Eagle; and that the first publication of said notice appeared in the said The Dothan Weekly Eagle in its issue of June 25, 1915, and the second publication of said notice appeared in the said The Dothan Weekly Eagle in its issue of July 2, 1915, and the third publication of said notice appeared in the said The Dothan Weekly Eagle in its issue of July 9, 1915, and the fourth publication of said notice appeared in the said The Dothan Weekly Eagle in its issue of July 16, 1915.

W. T. Hall.

Sworn to and subscribed before me on this, the 19th day of July, 1915.

L. A. Farmer,
Notary Public.

By Mr. Hall:

S. 768. To appropriate out of the general funds of the State not otherwise appropriated, the sum of two thousand one hundred thirty-eight and 85/100 (\$2,138.85) dollars for the relief of the children of B. A. Forrester and J. S. Forrester, late partners under the firm name of B. A. Forrester & Brother, namely: Mrs. Theodosia Folkes, R. B. Forrester, S. S. Forrester, V. T. Forrester, O. A. Forrester, H. G. Forrester, Mrs. Cenie Pilcher, W. R. Forrester, F. C. Forrester, Sibbie Forrester, F. F. Forrester, Mrs. Ottie Hodges, K. L. Forrester, Mrs. Elvie Copeland, and Mrs. Ethel Cherry.

Committee on Finance and Taxation.

With notice and proof thereto attached and herewith exhibited as follows:

NOTICE.

Notice is hereby given that an application will be made to the next Legislature of Alabama, which convenes in January, 1915, to pass the following law, to wit:

A bill to be entitled an act to appropriate out of the general funds of the State not otherwise appropriated the sum of two thousand, one hundred thirty-eight and 50/100 dollars (\$2,138.85) for the relief of the children of B. A. Forrester and J. S. Forrester, late partners under the firm name of B. A. Forrester & Brother, namely: Mrs. Theodosia Folks, R. B. Forrester, S. S. Forrester, V. T. Forrester, O. A. Forrester, H. G. Forrester, Mrs. Cenie Pilcher, W. R. Forrester, F. C. Forrester, Sibbie Forrester, F. F. Forrester, Mrs. Ottie Hodges, K. L. Forrester, Mrs. Elvie Copeland and Mrs. Ethel Cherry.

Whereas, on the 12th day of September 1902, the State of Alabama, conveyed to B. A. Forrester & Brother, a firm composed of B. A. Forrester and J. S. Forrester, section 16, township 1, range 27 east, of land in what

was then Henry, but is now Houston county, Alabama, containing six hundred and forty acres (640), more or less, and received from said B. A. Forrester & Brother for said lands, the sum of one thousand four hundred and fifty-five and no/100 dollars (\$1,455.00); and whereas at the time of said sale the State of Alabama had no title to three-fourths ($\frac{3}{4}$) of said land, the same having been previously sold to John C. Knight; and whereas since said date the said John C. Knight has paid the State of Alabama for said lands and received payment therefor from him; and whereas, the said B. A. Forrester and J. S. Forrester are dead. Therefore, be it enacted by the Legislature of Alabama:

Section 1. That there is hereby appropriated out of the general funds of the State of Alabama, the sum of two thousand one hundred thirty-eight 85/100 dollars (\$2,138.85), to be paid to the children of R. B. Forrester and J. S. Forrester, to wit: Mrs. Theodosia Folkes, R. B. Forrester, S. S. Forrester, V. T. Forrester, O. A. Forrester, H. G. Forrester, Mrs. Cenie Pilcher, W. R. Forrester, F. C. Forrester, Sibbie Forrester, F. F. Forrester, Mrs. Ottie Hodges, K. L. Forrester, Mrs. Elvie Copeland and Mrs. Ethel Cherry.

Section 2. That the auditor of the State of Alabama, shall and he is hereby directed to draw his warrant on the treasurer of the State of Alabama, payable to Mrs. Theodosia Folkes, R. B. Forrester, S. S. Forrester, V. T. Forrester, O. A. Forrester, H. G. Forrester, Mrs. Cenie Pilcher, W. R. Forrester, F. C. Forrester, Sibbie Forrester, F. F. Forrester, Mrs. Ottie Hodges, K. L. Forrester, Mrs. Elvie Copeland, Mrs. Ethel Cherry, the children of the said B. A. Forrester and J. S. Forrester.

This the 14th day of December, 1914.

dec 18-25-jan 1-8.

R. B. Forrester,
K. L. Forrester.

State of Alabama, }
Montgomery County. }

Before me, Alma Hertz, Notary Public in and for said county, came W. T. Hall, who, being duly sworn, deposes and says that he is editor and proprietor of The Dothan Eagle, a newspaper published weekly in Dothan,

Houston county, Alabama; and that the notice hereto attached was published in the said The Dothan Eagle for four successive weeks, the first of said notices having been published on the 18th day of December, 1914, the second of said notices having been published on the 25th day of December, 1914, the third of said notices having been published on the 1st day of January, 1915, and the fourth of said notices having been published on the 8th day of January, 1915.

W. T. Hall.

Sworn to and subscribed before me on this, the 6th day of August, 1915.

Alma Hertz,
Notary Public.

By Mr. Hall:

S. 769. To close and abolish Powell street, in the city of Dothan, Houston county, Alabama, from Cherry street to Range street, in said city.

Committee on Municipalities and Municipal Organizations.

With notice and proof thereto attached and herewith exhibited as follows:

NOTICE.

Notice is hereby given that an application will be made to the Legislature of Alabama, when it reconvenes on July 13, 1915, to pass the following law, to wit:

A BILL

To be entitled "An act to close and abolish Powell street, in the city of Dothan, Houston county, Alabama, from Cherry street to Range street, in said city."

Be it enacted by the Legislature of Alabama:

Section 1. That Powell street, in Dothan, Houston county, Alabama, from Cherry street to Range street, in said city, be and the same is hereby closed and abolished.

Sec. 2. That this act shall take effect and become operative immediately upon its passage by the Legislature of Alabama.

J9-16-23-wk.

D. C. Carmichael.

State of Alabama, }
Houston County. }

Before me, L. A. Farmer, a Notary Public in and for Houston county, Alabama, came W. C. Batchelor, who, being by me duly sworn, deposes and says that he is business manager of The Dothan Weekly Eagle, a newspaper published in Dothan, Houston county, Alabama, weekly, and is authorized to make this affidavit; that the notice of proposed legislation hereto attached was published in the said The Dothan Weekly Eagle once a week for three consecutive weeks, the first notice being published in the issue of July 9, 1915, the second notice being published in the issue of July 16, 1915, and the third notice being published in the issue of July 23, 1915.

W. C. Batchelor.

Sworn to and subscribed before me on this, the 4th day of August, 1915.

L. A. Farmer,
Notary Public.

By Mr. Lee:

S. 770. To abolish the office of county treasurer of Etowah county and to require that the county funds be deposited in such incorporated national or State bank in the county of Etowah as the board of county commissioners of Etowah county may elect and to provide for the custody of such funds.

Committee on Local Legislation.

With notice and proof thereto attached and herewith exhibited as follows:

NOTICE.

Notice is hereby given that at the adjourned session of the Legislature of Alabama a bill will be introduced to abolish the office of treasurer of Etowah county and to provide for the keeping of the funds of the county in solvent banks without cost to the county.

July 10, 1915.

R. L. Miller,
T. S. Kyle,
E. W. Green,
J. A. Usry,
Robt. Campbell.

State of Alabama, }
Etowah County. }

Before me, L. L. Herzberg, Judge of Probate, personally came A. W. McCullough, who, being first duly sworn, deposeth and says that he is publisher of Gadsden Evening Journal and that the notice hereto attached was published in the Gadsden Evening Journal, a newspaper published in Gadsden, Alabama, once a week for four successive weeks immediately following the date of said notice.

A. W. McCullough,
Publisher Gadsden Evening Journal.

Sworn to and subscribed before me on this, the 31st day of July, 1915.

L. L. Herzberg,
Judge of Probate.

By Mr. Hill:

S. 771. To authorize and direct the State treasurer to pay to the Alabama Machinery & Supply Company four hundred thirty-three and 22/100 (\$433.22) dollars, for merchandise sold and delivered to the convict department of Alabama, upon orders from the officers of said departments, and for the State capitol ordered by O. E. Courtney, superintendent, and for which it has not been paid.

Committee on Finance and Taxation.

Also,

S. 772. To appropriate the sum of five hundred thirty-eight and 25/100 dollars for the relief of the Montgomery Light & Water Power Company, for lights furnished to the capitol building up to February 1, 1915.

Committee on Finance and Taxation.

By Mr. Hill (by request):

S. 773. To amend sections 5481, 5482, and 5483 of the Code of Alabama of 1907, providing for the examination of railroad employees and imposing a penalty for failure to carry out same.

Committee on Judiciary.

By Mr. Hartwell (by request):

S. 774. To provide for the licensing of architects and regulating the practice of architecture in the State of Alabama.

Committee on Judiciary.

By Mr. Hartwell:

S. 775. To authorize the littoral proprietors of land abutting on the navigable waters of the State not within, or abutting upon, or within five miles of, the corporate limits of any city having a population of fifty thousand or more, according to the last preceding Federal census, to construct and establish bulkhead and wharf lines or slopes, and to fill in, reclaim, and own the land behind the same.

Committee on Judiciary.

By Mr. Judge:

S. 776. To establish a dental college or department and a pharmaceutical college or department as branches or departments of the University of Alabama for instruction in dental surgery and pharmacy, which dental and pharmaceutical colleges shall be located in the city of Birmingham, Alabama; and to require all appropriations heretofore and hereafter made for dental and pharmaceutical education to be expended in maintaining and conducting said dental and pharmaceutical colleges in said city of Birmingham.

Committee on Finance and Taxation.

By Mr. Judge:

S. 777. To authorize county commissioners or boards of revenue to elect physicians to attend the inmates of county poor houses and jails, and to fix their terms of office and compensation.

Committee on Judiciary.

By Mr. Judge:

S. 778. To amend section 131 of the Code of Alabama of 1907.

Committee on Judiciary.

REPORTS OF COMMITTEES.

Mr. Hartwell, chairman of the Standing Committee on Finance and Taxation, reported that said commit-

tee, in session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to wit:

By Mr. Burns:

S. 154. To make an appropriation for necessary repairs and improvements on the buildings of the 4th District Agricultural School at Sylacauga.

By Mr. Pride (with amendment):

S. 687. For the incorporation of mutual co-operative societies or associations to promote and foster trade and commerce, to reform abuses relative thereto, to secure freedom from unjust and unlawful exactions; to diffuse accurate and reliable information as to the standing of individuals seeking credit, to settle differences between its members, and to promote a more enlarged and friendly intercourse between the retail merchants, and to exempt the same from all corporate taxation and licenses.

By Mr. Lee (with amendment):

S. 692. To aid and encourage technical and industrial education and training in the State of Alabama by providing buildings, equipment and maintenance for the Alabama School of Trades and Industry.

Mr. Lee, chairman of the Standing Committee on Education, reported that said committee, in session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to wit:

By Mr. Green (with substitute):

S. 579. To authorize the Governor, on request of the State Board of Education and on recommendation of the superintendent of education, to convey the State's title to high school property, whenever re-investment of the proceeds may be necessary; or the site may have become ineligible or undesirable; or, whenever advisable, to dedicate to municipal authorities, a marginal strip for highway purposes.

By Mr. Lusk:

S. 737. To make an annual appropriation for any county that may be levying and collecting a special

county school tax during any scholastic year, and to provide for the expenditure of the fund set apart for any county by the county board of education.

By Mr. Denson:

S. 679. To require a three-year course of instruction in the law department of the University of Alabama.

By Mr. Pugh:

H. 961. To regulate the management, disposition and control of an endowment fund of ten thousand dollars given by the Sage Land and Improvement Company to the board of trustees of the high school located at Grove Hill, Alabama, to keep the building and grounds in repair and the equipment complete; the lands, buildings, and equipment of said high school having heretofore been conveyed to the State of Alabama for high school purposes under the provisions of article 20, chapter 41 of the Code of Alabama, and the act approved April 8th, 1911, amendatory thereof, entitled "An act to amend sections 1861, 1862 and 1863 of the Code of Alabama."

By Mr. Fite of Tuscaloosa:

H. 1024. To authorize the board of trustees of the University of Alabama to invest the endowment fund of that institution, in whole or in part, in approved real estate securities.

Mr. Milner, chairman of the Standing Committee on Revision of Laws, reported that said committee, in session, had acted on the following bill and ordered same returned to the Senate with a favorable report, and it was read a second time and placed on the calendar, to wit:

By Mr. Blackwell (with amendment):

H. 113. To amend section 4747 of the Code of Alabama of 1907.

Mr. Hall, chairman of the Standing Committee on Municipalities and Municipal Organizations, reported that said committee, in session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to wit:

By Mr. Scott:

H. 207. To alter and change the boundaries of the city of Birmingham, so as to exclude and eliminate all

that territory embraced within the southwest quarter of section nineteen, and the northwest quarter and the north half of the southwest quarter of section thirty, all in township seventeen, range three, west of the Huntsville Meridian.

By Mr. Kaylor:

H. 742. To amend an act entitled "An act to establish a charter for the town of Wedowee, Randolph county, Alabama.

By Mr. John:

H. 972. To change the boundary line of the town of Fort Payne, Ala.

Mr. Elrod, chairman of the Standing Committee on Fish, Game and Forestry, reported that said committee, in session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to wit:

By Mr. Key (with amendment):

S. 433. To amend an act to amend section sixty-nine hundred and sixty-four of the Criminal Code of 1907, said act approved April 20th, 1911.

By Mr. Sorrell:

H. 13. To repeal sections 656, 657, 658, 659, 660, 661, 662, 663, 664, 665, 666, 667, 668, 669, 670, 671, 672, 673, 674, 675, 676, 677, 678, 679, and 688, and to amend sections 683, 684, and 687 of the Code of Alabama.

By Mr. Byrd:

H. 496. To amend section 6971 of the Code.

ADVERSE REPORT.

Mr. Lee, chairman of the Standing Committee on Education, reported that said committee, in session, had acted on the following bill and ordered same returned to the Senate with an adverse report:

By Mr. Hollis:

S. 613. To provide for the inspection of all public or private hospitals, reformatory homes, houses of detention, convents, asylums, sectarian seminaries, schools or institution, by the sheriff of the county in which

such institutions are situated, or by the grand jury thereof or by any person or persons appointed by the circuit judge of the district in which such institutions are located upon the petition of twenty citizens of said county or district or by the volition of the said judge.

REPORT FROM COMMITTEE ON ENGROSSED BILLS.

Mr. President:

Your Standing Committee on Engrossed Bills beg leave to report that said committee, in session, have examined and compared the following engrossed bills with the originals and find same correctly engrossed, to wit:

S. 373. To further regulate the teaching of public schools; prescribe who may and who may not teach and to prohibit white teachers in colored schools and colored teachers in white schools, and to fix punishments.

S. 431. To amend section 5775 of Code of Alabama.

S. 493. To amend section 3662 of the Code of Alabama.

S. 538. To confer upon the circuit courts of the State the jurisdiction of the chancery courts and to prescribe the manner of exercising the same.

S. 540. To further regulate proceedings in the circuit courts of the several counties of the State; fix the terms thereof; provide for calls of cases for trial; regulate the proceedings thereon; fix the time when judgments and decrees become final; provide for issuing executions thereon and for motions to set aside judgments and decrees and for new trials.

S. 587. To regulate the payment of costs in the case of convicts heretofore and hereafter sentenced to hard labor in Madison county, Alabama, whenever and so long as said convicts or any of them are worked on the public roads of said county, and to require the court of county commissioners of said county to pay the costs of such convicts who were sentenced to hard labor for the county and who actually worked on the county roads thereof from and after January 1st, 1915, to the time of the approval of this act.

S. 608. To ratify and confirm the payment of certain county warrants paid by Joe S. Bird, treasurer of Shel-

by county, Alabama, and to discharge the said Joe S. Bird, treasurer of Shelby county, Alabama, and his surties on his official bond, from all liability on account of the payment of such warrants.

S. 675. To define dentistry; to provide for the regulation of the practice thereof; to provide for the examination of applicants to practice dentistry in Alabama; to provide for the issuing of license certificates and the registration and display thereof; to provide for reports by probate judges of said registrations; to provide for the revoking or refusing to issue said certificates; to provide a board of dental examiners of Alabama, provide for their election and prescribe their duties, powers, qualifications, terms of office and compensation; to provide for the disposition of fees collected by said board; to provide fees and funds for enforcing said act; to provide for enforcing said act; to allow the board of dental examiners of Alabama to enter into reciprocity agreements with like boards of other states; to provide penalties and punishment for the violation of the provisions of said act; to provide for any unconstitutionality of said act; and to repeal all general and local laws in conflict with said act.

S. 709. To require the treasurer of each incorporated city or town in Alabama to make out and have printed in some newspaper published in such city or town, a statement showing the receipts and disbursements of such city or town, for the preceding quarter, and to provide for the payment of same out of any funds belonging to the city or town.

S. 710. To fix the time of holding the circuit court of Coffee county, at Enterprise, Alabama.

S. 718. To provide for the payment out of the general funds of Franklin county according to registration the clerk's, sheriff's, and witness' fees included in warrant No. 2987, issued by S. J. Petree, Judge of Probate, November term 1913, of the court of revenue.

S. 722. To provide for the appointment, by county boards of education, of a doctor of dental surgery as an assistant to the county superintendent of education, to define his duties, and to fix his compensation, in and for all counties in this State having or may hereafter

have an area of one thousand fixe hundred and seventy-five square miles or more.

S. 726. To relieve J. Wiley Littlejohn, John S. Catts, Samuel W. Collins, and William M. Adams, and each of them, from liability to the county of Chilton, State of Alabama, for or on account of any money or moneys heretofore paid out by them or any of them under purported authority from the court of county commissioners of said county in the enforcement of the act of November 23rd, 1907, prohibiting the sale, etc., of intoxicating liquors (Acts Special Session 1907, p. 71-76) and to ratify and confirm said expenditures.

W. J. Price,
Chairman.

BILL RETURNED AND RE-REFERRED.

Mr. Thach, chairman of the Standing Committee on Military, reported that said committee, in session had acted upon:

S. 481. To provide pensions for soldiers and sailors in the service of the State of Alabama, and to their widows, and for soldiers and sailors in the army or navy of the Confederate States of America, and to their widows, and for the regulation of the payment thereof.

And ordered same returned to the Senate with a favorable report, with a substitute, with a recommendation that said bill be re-referred to the Standing Committee on Finance and Taxation, which was done, and the President of the Senate re-referred said bill to the Standing Committee on Finance and Taxation.

MOTION.

Mr. Bonner offered the following motion:

"Motion is made that the Committee on Revision of Laws do report H. 380 to the afternoon session of to-day."

Pending the consideration of which—

RECESS.

The hour of 10 o'clock having arrived, pursuant to H. J. R. heretofore adopted, the Senate took a recess

to hear the address of Hon. Thomas S. Felder of Georgia, on the subject of working convicts on the public roads.

The Senate after hearing the address of Hon. Thomas S. Felder, returned to the Chamber and proceeded to consider the motion of Mr. Bonner.

Mr. Milner moved to lay the motion made by Mr. Bonner on the table, which motion was lost.

Yeas, 11; nays, 17.

Yeas:

Messrs.:	Brown	Judge	Milner
Arrington	Burns	Lee	Thach
Bell	Elrod	Lewis	Winkler

—11.

Nays:

Messrs.:	Faulk	Jones	Price
Bonner	Green	Key	Pride
Bulger	Hall	Lusk	Wallace
Cooper	Hartwell	Miller	Weathers
Denson	Higgins		

—17.

The motion of Mr. Bonner, to wit:

"That the Committee on Revision of the Law do report H. 380 to this afternoon session of the Senate today."

Then prevailed.

Yeas, 18; nays, 10.

Yeas:

Messrs.:	Denson	Hartwell	Miller
Bonner	Ellis	Higgins	Pride
Brown	Faulk	Jones	Wallace
Bulger	Green	Key	Weathers
Cooper	Hall	Lusk	

—18.

Nays:

Messrs.:	Burns	Lee	Thach
Arrington	Elrod	Lewis	Winkler
Bell	Judge	Milner	

—10.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bills:

By Mr. Weakley:

H. 1202. To appropriate the sum of twenty-five hundred (\$2,500.00) dollars, or so much thereof as may be necessary, for the purpose of paying the expenses of the joint recess committee on finance and taxation.

By Mr. Smith of Crenshaw:

H. 970. To make an appropriation of two thousand dollars to defray the extraordinary expenses of the Legislative Investigating Committee.

And sends same herewith to the Senate without engrossment.

W. F. Herbert,
Clerk.

HOUSE MESSAGES.

The House bills in the foregoing House message were severally read once and referred to appropriate standing committees as follows:

H. 1202, 970. To the Committee on Finance and Taxation.

MESSAGE FROM THE HOUSE.

Mr. President:

The Speaker of the House having signed the following House bills, your signature thereto is requested:

H. 198. An act to provide for State registration of nurses.

H. 393. An act to provide for the branding and labeling of new and renovated mattresses and comforts, and to provide against the use of unsanitary, unhealthy, old or second hand material in the manufacture of mattresses and comforts, and to provide against the sale of mattresses or comforts containing such unsanitary, unhealthy, old or second hand material.

H. 474. An act to repeal an act entitled an act "To provide for the holding of a term of the circuit court of the fifth judicial circuit, at Goodwater in Coosa county,

and to regulate the same," approved on February 28th, 1907, Local Acts 1907, pp. 216-217; and to repeal an act entitled an act "To provide for the holding of a term of the circuit court of the fifth judicial circuit of Coosa county, at Goodwater, and to regulate the same," approved on the 3rd day of August, 1907, Local Acts 1907, pp. 735-740; and to provide for the disposition of all civil and criminal cases pending in the circuit court at Goodwater, and for the enforcement of all judgments, orders and forfeitures in the circuit court at Goodwater unsatisfied at the time of the approval of this act.

H. 564. An act for the relief of Rev. W. A. Adams.

H. 621. An act to change and define the boundary line between the counties of Lee and Tallapoosa.

H. 908. An act to provide for the return to surety companies organized under the laws of other states, the securities deposited by such companies with the treasurer of this State, when such company has ceased to do business in the State of Alabama, and has reinsured its risks in another surety company authorized to do business in Alabama.

H. 934. An act to provide for the election of the clerk of the city court of Montgomery by the qualified voters of Montgomery county, and to fix the term of his office.

H. 160. An act to amend sections 4079, 4080, 4082, 4083 of the Code of Alabama of 1907.

H. 451. An act to amend section 625 of the Code.

H. 933. An act to abolish the office of associate judge of the city court of Montgomery, and to provide that the duties of the associate judge shall be performed by the judge of the city court of Montgomery.

W. F. Herbert,
Clerk.

SIGNING OF BILLS.

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the Secretary of the Senate, signed the following bills:

H. 198. An act to provide for State registration of nurses.

H. 393. An act to provide for the branding and labeling of new and renovated mattresses and comforts, and to provide against the use of unsanitary, unhealthy, old or second hand material in the manufacture of mattresses and comforts, and to provide against the sale of mattresses or comforts containing such unsanitary, unhealthy, old or second hand material.

H. 474. An act to repeal an act entitled an act "To provide for the holding of a term of the circuit court of the fifth judicial circuit, at Goodwater in Coosa county, and to regulate the same," approved on February 28th, 1907, Local Acts 1907, pp. 216-217; and to repeal an act entitled an act "To provide for the holding of a term of the circuit court of the fifth judicial circuit of Coosa county, at Goodwater, and to regulate the same," approved on the 3rd day of August, 1907, Local Acts 1907, pp. 735-740; and to provide for the disposition of all civil and criminal cases pending in the circuit court at Goodwater, and for the enforcement of all judgments, orders and forfeitures in the circuit court at Goodwater unsatisfied at the time of the approval of this act.

H. 564. An act for the relief of Rev. W. A. Adams.

H. 621. An act to change and define the boundary line between the counties of Lee and Tallapoosa.

H. 908. An act to provide for the return to surety companies organized under the laws of other states, the securities deposited by such companies with the treasurer of this State, when such company has ceased to do business in the State of Alabama, and has reinsured its risks in another surety company authorized to do business in Alabama.

H. 934. An act to provide for the election of the clerk of the city court of Montgomery by the qualified voters of Montgomery county, and to fix the term of his office.

H. 160. An act to amend sections 4079, 4080, 4082, 4083 of the Code of Alabama of 1907.

H. 451. An act to amend section 625 of the Code.

H. 933. An act to abolish the office of associate judge of the city court of Montgomery, and to provide that the duties of the associate judge shall be performed by the judge of the city court of Montgomery.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has concurred in and adopted the amendment proposed by the Governor to:

S. 419. To provide for the payment by the county or municipality of the expenses of the publication of the Governor's proclamation submitting a proposed constitutional amendment to the people where the amendment applies only to a county or a subdivision of a county or to a municipality.

By a majority of the whole number elected to the House. The vote on said amendment being:

Yeas, 80; nays, 0.

And said bill, together with the amendment proposed by the Governor, is herewith returned to the Senate.

W. F. Herbert,
Clerk.

REPORT FROM COMMITTEE ON ENROLLED BILLS.

Mr. President:

Your Standing Committee on Enrolled Bills, beg leave to report, that said committee, in session, have compared the following enrolled bills with the engrossed and original bills, respectively, and find same correctly enrolled, to wit:

S. 654. An act to authorize the sale and conveyance or lease of the property of a public utility, together with the franchises, contracts, good will and other assets of such public utility, to a purchaser then engaged or proposing to engage in the business conducted by such public utility; and to authorize the sale and conveyance of the capital stock of a corporation owning and operating a public utility to a purchaser, whether or not engaged or proposing to engage in the business of such public utility, whenever the sale and conveyance or lease of the property of such public utility, and whenever the sale and conveyance of the capital stock of such corporation is consistent with the interests of the public; and to provide for determining whether any sale and conveyance or lease proposed to be made under

the provisions of this act is consistent with the interests of the public.

S. 358. An act to prohibit the running at large of bulls more than 12 months of age.

C. H. Miller,
Chairman.

SIGNING OF BILLS.

The president of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the Secretary of the Senate, signed the following bills:

S. 654. An act to authorize the sale and conveyance or lease of the property of a public utility, together with the franchises, contracts, good will and other assets of such public utility, to a purchaser then engaged or proposing to engage in the business conducted by such public utility; and to authorize the sale and conveyance of the capital stock of a corporation owning and operating a public utility to a purchaser, whether or not engaged or proposing to engage in the business of such public utility, whenever the sale and conveyance or lease of the property of such public utility, and whenever the sale and conveyance of the capital stock of such corporation is consistent with the interests of the public; and to provide for determining whether any sale and conveyance or lease proposed to be made under the provisions of this act is consistent with the interests of the public.

S. 358. An act to prohibit the running at large of bulls more than 12 months of age.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bill:

H. 503. To provide an official stenographer for the circuit court of Mobile county, Alabama.

And sends the same herewith to the Senate, with notice and proof thereto attached and exhibited as follows:

Mobile, Ala., Jan. 2, 1915.

To Whom it May Concern:

You will take notice that at the session of the Legislature of Alabama, to be assembled in January, 1915, that the following bill will be introduced, and the Legislature be asked to enact it into law authorizing the judge of the circuit court to appoint an official stenographer for said court.

The said bill is in substance as follows:

AN ACT

To provide an official stenographer for the circuit court of Mobile county, Alabama.

Section 1. Be it enacted by the Legislature of Alabama, that the judge of the circuit court shall, after the passage and approval of this act, appoint an official stenographer for the circuit court of Mobile county, Alabama.

Sec. 2. The party so appointed shall be a qualified elector of said county and shall be competent to correctly take down and transcribe the proceedings and evidence of witnesses in said court. At the time of appointing said stenographer the judge of the circuit court shall examine the said stenographer to ascertain if the said stenographer is competent to fill the said position, and upon ascertaining his competency his appointment shall become absolute, and said stenographer shall fill said position for the term for which he is selected, and until his successor is appointed and qualified.

Sec. 3. The compensation for such stenographer shall be one hundred and twenty-five dollars (\$125.00) per month, payable monthly out of the treasury of Mobile county. He shall make typewritten transcripts of his stenographic notes, or any part thereof, on application of any person or persons, for which transcripts he shall receive from such applicant or applicants fifteen cents per hundred words.

Sec. 4. His term of office shall be for the same term as that of the presiding judge of the circuit court, and until his successor shall have been appointed by the said presiding judge of the circuit court.

Sec. 5. That whenever for any reason said stenographer is unable to attend to his duties in said court, he shall provide a suitable person to serve during his absence. Provided, however, that the said stenographer shall not be authorized to absent himself from said court merely for the purpose of doing other stenographic work, or attending to any ordinary business matters.

Sec. 6. He shall take full stenographic notes of the oral evidence and proceedings, except arguments of counsel in each case tried therein, together with the charge of the court to the jury. He shall carefully note the order in which the evidence, both oral and written, is introduced and by whom introduced, together with all objections of counsel made during the trial, and the order in which the same occur, together with the rulings of the court thereon, and the exceptions taken thereto. In all cases in which an appeal will be taken, said stenographer is required to furnish, upon application of either party to the cause, and within thirty days thereafter, a complete transcript of the stenographic notes taken upon the trial of the cause, such transcript to be certified and filed in the office of the clerk of said court. Should a bill of exceptions be tendered to the judge presiding in a cause, in which no transcript of the stenographic notes have been filed, and the judge refuse to sign the same, the party presenting the bill of exceptions may then demand and cause to be made and filed in the cause a full and complete certified transcript of the stenographic notes as above provided. Said stenographer shall receive for the transcript provided for in this section fifteen cents per hundred words, to be paid by the party applying for same.

Sec. 7. That the official stenographic report be held to be a prima facie correct statement of the oral evidence and proceedings upon the trial of the cause.

Sec. 8. That sections three and four (3 and 4) of the act approved July 31, 1907, entitled "An act to provide for an official shorthand reporter for the thirteenth judicial circuit; to prescribe the qualifications, terms of office and duties of such reporter, and to fix his compensation and fees, be and the same are hereby repealed.
jan-2-9-16-23.

The State of Alabama, }
 Mobile County. }

Personally appeared before me, S. H. Smith, clerk of the circuit court, in and for said State and county, S. Berrey, who, being first duly sworn, states that he is the editor and proprietor of The Mobile Tribune, and that the above and foregoing bill was regularly published once a week for four consecutive weeks, to wit: January 2, 9, 16, and 23, 1915, in Volume IX, issues 18, 19, 20, and 21, respectively, of The Mobile Tribune, a weekly newspaper printed and published in the city of Mobile, and State aforesaid, by S. Berrey, editor and proprietor.

The Mobile Tribune,
 Sichey Berrey,
 Editor and Proprietor.

Sworn to and subscribed before me, this 25th day of January, A. D. 1915.

S. H. Smith,
 Clerk Circuit Court, Mobile county, Ala.

W. F. Herbert,
 Clerk.

HOUSE MESSAGE.

The House bill in the foregoing House message was severally read once and referred to appropriate standing committee as follows:

H. 503. To the Committee on Judiciary.

LEAVE OF ABSENCE.

Leaves of absence were granted to Mr. Kline and Mr. Holmes on account of sickness.

BILLS ON THIRD READING.

The bill:

S. 541. To amend subdivision 1 of section 3255 of the Code.

Was read a third time at length and passed.

Yeas, 24; nays, 0.

Yeas:

Messrs.:	Denson	Hill	Miller
Arrington	Easterly	Judge	Milner
Bonner	Ellis	Key	Pride
Brown	Elrod	Kline	Thach
Bulger	Faulk	Lee	Weathers
Burns	Green	Lusk	Winkler
Cooper	Hartwell		—25.

Nays, 0.

The bill:

S. 543. To prescribe the compensation of circuit judges and supernumerary judges.

Was taken up.

The following amendment offered by the Committee on Judiciary, to wit:

"Amend by inserting after the word 'judge,' in line 1 of section 1, the words, 'shall be three thousand dollars;' and by inserting after the word 'thousand,' in line two (2) of section one (1), the words, 'five hundred dollars.'"

Which was adopted.

Yeas, 25; nays, 1.

Yeas:

Messrs.:	Easterly	Hollis	Milner
Arrington	Ellis	Jones	Pride
Bonner	Faulk	Key	Thach
Bulger	Green	Lee	Wallace
Burns	Hall	Lusk	Weathers
Cooper	Hartwell	Miller	Winkler
Denson	Hill		—25.

Nay: Mr. Elrod.—1.

Mr. Milner offered the following amendment to said bill, to wit:

"Amend the bill by adding that the expenses of the supernumerary judge up to the amount of five hundred dollars per annum shall be paid out of the State treasurer upon presentation of his account and its approval by the Governor."

Which was, on motion of Mr. Lusk, laid upon the table.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 25; nays, 0.

Yeas:

Messrs.:	Ellis	Hill	Milner
Arrington	Elrod	Hollis	Pride
Bell	Faulk	Judge	Thach
Bonner	Green	Key	Wallace
Bulger	Hall	Lusk	Weathers
Burns	Hartwell	Miller	Winkler
Cooper	Higgins		—25.

Nays, 0.

The bill:

S. 539. To confer upon judges of the circuit court all the powers and authority of chancellors and authorize and require them to hold any chancery court as provided by law.

Was read a third time at length and passed.

Yeas, 21; nays, 0.

Yeas:

Messrs.:	Ellis	Hill	Lusk
Bell	Faulk	Hollis	Miller
Bulger	Green	Jones	Price
Burns	Hall	Judge	Pride
Cooper	Hartwell	Key	Weathers
Easterly	Higgins		—21.

Nays, 0.

The bill:

S. 696. To abolish the charter of the town of Morris situated in Jefferson county, Alabama, and to dissolve said town of Morris, a municipal corporation, located in Jefferson county, Alabama.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment.

Yeas, 20; nays, 0.

Yeas:

Messrs.:	Easterly	Hall	Lusk
Bell	Ellis	Higgins	Miller
Bulger	Elrod	Hill	Price
Burns	Faulk	Jones	Pride
Cooper	Green	Judge	Weathers
Denson			—20.

Nays, 0.

The bill:

H. 678. To amend section 2044 of Code of 1907 of Alabama.

Was read a third time at length and passed.

Yeas, 19; nays, 0.

Yeas:

Messrs.:	Easterly	Hall	Lusk
Bell	Ellis	Hartwell	Miller
Bulger	Elrod	Higgins	Price
Burns	Faulk	Hill	Pride
Denson	Green	Judge	Weathers
			—19.

Nays, 0.

The bill:

S. 682. To abolish the office of county treasurer for Cullman county, to require that the public funds of the county be deposited in such incorporated State or national bank as the court of county commissioners may select, and to provide for the safe keeping and custody of such public funds.

Was read a third time at length and passed.

Yeas, 20; nays, 0.

Yeas:

Messrs.:	Easterly	Hall	Lusk
Bell	Ellis	Higgins	Miller
Bulger	Elrod	Hill	Price
Burns	Faulk	Jones	Pride
Cooper	Green	Judge	Weathers
Denson			—20

Nays, 0.

The bill:

S. 592. To amend section 7637 of the Code.

Was taken up.

The Committee on Judiciary offered the following substitute to said Senate bill 592, to wit:

A Bill to be Entitled

AN ACT

To amend section 7637 of the Code of Alabama.

Be it enacted by the Legislature of Alabama:

Section 1. That section 7637 of the Code of Alabama be and the same is hereby amended so as to read as follows:

A convict sentenced to imprisonment for life is regarded as civilly dead, but may, nevertheless, at any time within twelve months after his sentence, or its affirmance if an appeal is taken, make and execute deeds and other written conveyances of his property, both real and personal, and may also make and publish his last will and testament.

Sec. 2. That if, at the end of five years from the date of his sentence, or its affirmance if an appeal is taken, such sentence for life has not been commuted to a shorter period, or such convict has not been pardoned, the last will and testament of such convict, if he has made one, may be probated as if such convict were naturally dead, and his property distributed according to the provisions of such will, and if he has made no will, and has not conveyed his property as herein provided, letters of administration may be issued and his estate administered and disposed of as if such convict was naturally dead.

Which was adopted.

Yeas, 20; nays, 0.

Yeas:

Messrs.:	Ellis	Hartwell	Lusk
Bulger	Elrod	Higgins	Miller
Burns	Faulk	Hill	Price
Cooper	Green	Jones	Pride
Denson	Hall	Judge	Weathers
Easterly			

—20.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 20; nays, 0.

Yeas:

Messrs.:	Easterly	Hall	Lusk
Bell	Ellis	Higgins	Miller
Bulger	Elrod	Hill	Price
Burns	Faulk	Jones	Pride
Cooper	Green	Judge	Weathers
Denson			--20

Nays, 0.

The bill:

S. 648. To reduce the salary of the mayor of Bridgeport, Alabama, to one hundred dollars.

Was read a third time at length and passed.

Yeas, 19; nays, 0.

Yeas:

Messrs.:	Denson	Green	Judge
Bell	Easterly	Hall	Lusk
Bulger	Ellis	Higgins	Miller
Burns	Elrod	Hill	Pride
Cooper	Faulk	Jones	Weathers
			—19.

Nays, 0.

The bill:

S. 651. To further regulate the issuance of patents to owners of purchasers of sixteenth section land and prescribe the conditions on which the said patent may be issued and by whom.

Was taken up.

The following substitute offered by the Committee on Revision of Laws, to wit:

A Bill to be Entitled

AN ACT

To further regulate the issuance of patents to owners or purchasers of sixteenth section land and prescribe the conditions on which the said patents may be issued and by whom.

Be it enacted by the Legislature of Alabama:

Section 1. That when a person is in possession of any sixteenth section land, under color of title and has been in such possession for more than 20 years prior to the first day of May, 1908, and the State, nor any department thereof holds no note, bond or other contract of any one for the purchase money of such land, and the State superintendent of education and the State auditor shall so certify and the attorney general shall certify that proof of adverse possession by the person now in possession, or coupled with his predecessor in possession, for 20 years prior to May the first, 1908, under color of title, has been made, which proof is satisfactory to the attorney general, the secretary of State must issue a patent in the name of the State to such land, to the person entitled to under this act.

Which was adopted.

Yeas, 19; nays, 0.

Yeas:

Messrs.:	Easterly	Hartwell	Lusk
Bell	Elrod	Higgins	Miller
Burns	Faulk	Hill	Price
Cooper	Green	Jones	Pride
Denson	Hall	Judge	Weathers

—19.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 18; nays, 0.

Yeas:

Messrs.:	Easterly	Higgins	Miller
Bell	Faulk	Hill	Price
Burns	Green	Jones	Price
Cooper	Hall	Judge	Weathers
Denson	Hartwell	Lusk	

—18.

Nays, 0.

RECESS.

At 1 o'clock P. M., on motion of Mr. Jones, the Senate took a recess until 3 o'clock this afternoon.

AFTERNOON SESSION.

Friday, August 6th, 1915.

The Senate re-assembled at 3 o'clock P. M.

ROLL CALL.

On a call of the roll 24 senators answered to their names, a quorum of the Senate.

INTRODUCTION OF BILLS.

Upon a call of districts bills were introduced, severally read one time, and referred to appropriate standing committees, as follows:

By Mr. Judge:

S. 779. To provide for the payment during each of the years 1915 and 1916, out of the general fund of the county by the respective boards of revenue or courts of county commissioners or the counties in which there is situated any city which may now have or which may hereafter have as much as 100,000 people according to the last Federal census, or any such census which may hereafter be taken, to each such city the sum of sixty thousand dollars (\$60,000.00) of the moneys collected from taxation for general purposes on property situated in such city, for the maintenance by said city of its police force and the public highways and bridges within its limits.

Committee on Municipalities and Municipal Organizations.

By Mr. Judge:

S. 780. To provide for the election of a deputy circuit clerk in circuits composed of only one county and having more than three judges, where the circuit court is held at the county site and at some other place in the county and to define his powers and authority and to provide for his compensation.

Committee on Local Legislation.

RESOLUTION.

Mr. Jones offered the following Senate joint resolution:

S. J. R. 122. Resolved by the Senate, the House of Representatives concurring, that when the two houses adjourn to day, they adjourn to re-convene on Tuesday, August 10th, at 9 o'clock A. M.

Which was, under a suspension of the rules, adopted by the Senate.

RECONSIDERATION OF VOTE.

Mr. Bonner moved to reconsider the vote by which the Senate at the morning session ordered the Standing Committee on Revision of Laws to report H. 380 at this afternoon session, which motion prevailed.

Mr. Bonner then moved the Senate request the Standing Committee on Revision of Laws report to the Senate H. 380 on the next legislative day of the Senate, which motion prevailed, and the Committee on Revision of Laws so ordered.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has amended as therein shown and as amended has passed:

S. 537. To provide a circuit court in every county in the State, and for the consolidation of the chancery court and all other courts of record having the jurisdiction of the chancery court or circuit court or either of them into the circuit court, and to remove all pending causes and records into the circuit court, and to provide and regulate the proceedings therein.

And returns same herewith to the Senate.

W. F. Herbert,
Clerk.

HOUSE MESSAGE.

On motion of Mr. Lusk, the Senate concurred in the following amendment by the House to Senate Bill No. 537, the title of which is set out in the foregoing message from the House, to wit:

Amend S. 537 by striking out section 7.

Amend by adding thereto the following section:

Sec. 9. That a circuit court shall be held at each place where a court of record is authorized to be held on December 31, 1916.

Yeas, 24; nays, 0.

Yeas:

Messrs.:	Elrod	Key	Price
Bonner	Green	Lee	Pride
Burns	Higgins	Lewis	Thach
Cooper	Hill	Lusk	Wallace
Denson	Jones	Miller	Weathers
Easterly	Judge	Milner	Winkler
Ellis			—24.

Nays, 0.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has concurred in and adopted:

S. J. R. 122. Relative to adjournment of the two houses until Tuesday, August 10th, 1915, at 9 o'clock A. M.

And returns same herewith to the Senate.

W. F. Herbert,
Clerk.

COMMUNICATION.

Hon. W. W. Lavender and others presented to the Senate the following communication, which was read at length and referred to the Standing Committee on Education, to wit:

The Legislature of Alabama:

In compliance with section 7, of the act creating a board of trustees for the government and control of the State Normal Schools for whites, we, the appointive members of the board, wish to remind you that these schools, maintained exclusively for the preparation of teachers for the public schools of Alabama, are, of a necessity, a vital part of the public school system.

In submitting this report, we wish to say that a careful analysis of the last annual report issued by the National Commissioner of Education discloses the fact

that the normal schools maintained in the several states of the union receive on an average annually an appropriation of \$54,000.00 each. These figures are obtained even when the six normal schools of Alabama are included to make up the list, showing, therefore, that the average annual maintenance of normal schools outside of Alabama is even more than \$54,000.00 each. The same report National Commissioner Claxton shows that the average number of normal schools is more than four in the several states of the Union.

The four institutions referred to in this report are necessarily looked to, for the most part, to furnish a supply of trained teachers for our public schools. If Alabama is to be raised to a comparatively higher standard in the scale of literacy, this board is of the opinion that the most important factor in accomplishing that result will be found in the increased efficiency of our teaching force. Money which is annually appropriated for the common schools can be effective for good only as it supplies better results from the work of the teachers who receive every dollar which is appropriated for the common schools.

We respectfully submit, therefore, that a larger share of the public school funds should be invested annually in the preparation of the teachers employed throughout this State. To make the schools under our supervision strong and broad enough in scope to met the demands upon them, we urge upon you the importance of increasing, by at least \$10,000.00 each per annum, for the maintenance of the four class A schools located at Florence, Jacksonville, Livingston and Troy. This total amount would then be little more than half the amount expended in the maintenance of normal schools throughout the United States.

The bill recently introduced by the Speaker of the House, with this purpose in view, has our unqualified endorsement.

Another bill, introduced by the gentleman from Pike, Mr. Hubbard, clothing the board of trustees of the normal school with larger powers for the sale and exchange of property, etc., but carries no appropriation, has, also, our approval.

In order to provide for the natural growth of these schools and to make possible the expansion required to keep them even approximately large enough and strong enough to perform their functions in their vital relations to the State's public school system, we respectfully urge an appropriation of \$25,000.00 per annum for the next four years or a total of \$100,000.00, for buildings, equipment, the paying of certain obligations already incurred, etc., the said sum to be divided equitably by the normal school board among the four several class A normal schools, as the needs and circumstances may demand.

In further support of the recommendations made in this report, we respectfully request the privilege of appearing before your committees at the proper time and giving such additional information as may be desired.

Respectfully submitted,

(Signed.)

W. W. Lavender,
R. B. Evins,
W. C. Black,
R. L. Glenn,
C. S. McDowell, Jr.,
W. T. Sheehan.

CHAMBER OF COMMERCE OF MONTGOMERY

An Organization of Achievement

Membership Council

August 5th, 1915.

Hon. J. A. Kyle, Secretary,
State Senate, City.

My Dear Sir: I have the honor to advise you that the Membership Council of the Chamber of Commerce of Montgomery has passed a resolution endorsing the joint resolution pending in the Alabama Legislature in which the United States Congress is memorialized to repeal the present bankruptcy law.

We will thank you to have this letter read to the Senate.

Yours very truly,
Bruce Kennedy,
General Secretary.

REPORT FROM COMMITTEE ON ENROLLED BILLS.

Mr. President:

Your Standing Committee on Enrolled Bills, beg leave to report that said committee, in session, have compared the following enrolled bill with the engrossed and original bill, respectively, and find same correctly enrolled, to wit:

S. 419. An act to provide for the payment by the county or municipality of the expenses of the publication of the Governor's proclamation submitting a proposed constitutional amendment to the people, where the amendment applies only to a county or to a municipality.

C. H. Miller,
Chairman.

SIGNING OF BILL.

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after its title had been publicly read at length by the secretary of the Senate, signed the following bill:

S. 419. An act to provide for the payment by the county or municipality of the expenses of the publication of the Governor's proclamation submitting a proposed constitutional amendment to the people, where the amendment applies only to a county or to a municipality.

BILLS ON THIRD READING.

The bill:

S. 495. To amend section 4023 of the Code of Alabama.

Was taken up.

Mr. Judge offered the following amendment to said bill, to wit:

"Amend by adding after words, 'during term time,' in section 1, where first appearing, these words, 'and within three days before trial.'"

Which was adopted.

Yeas, 25; nays, 0.

Yeas:

Messrs.:	Ellis	Key	Price
Arrington	Elrod	Lee	Pride
Bonner	Hartwell	Lewis	Thach
Burns	Higgins	Lusk	Wallace
Cooper	Hill	Miller	Weathers
Denson	Jones	Milner	Winkler
Easterly	Judge		—25.

Nays, 0.

Mr. Lee offered the following amendment to said bill, to wit:

“Amend said bill by striking out the following: ‘And the charges therefor may be taxed as costs.’”

Which was adopted.

Yeas, 23; nays, 0.

Yeas:

Messrs.:	Ellis	Judge	Milner
Arrington	Elrod	Key	Pride
Brown	Hartwell	Lee	Thach
Burns	Higgins	Lewis	Wallace
Cooper	Hill	Lusk	Weathers
Easterly	Jones	Miller	Winkler
			—23.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 26; nays, 0.

Yeas:

Messrs.:	Ellis	Judge	Price
Arrington	Elrod	Key	Pride
Bonner	Green	Lee	Thach
Burns	Hartwell	Lewis	Wallace
Cooper	Higgins	Lusk	Weathers
Denson	Hill	Miller	Winkler
Easterly	Jones	Milner	—26

Nays, 0.

The bill:

S. 496. To regulate pleadings in negligence cases.

Was taken up.

The following amendment offered by the Committee on Judiciary, to wit:

"Make 'need' in line 2 read 'shall.' "

Which was adopted.

Yeas, 24; nays, 1.

Yeas:

Messrs.:	Easterly	Jones	Milner
Arrington	Ellis	Judge	Price
Bell	Hartwell	Lee	Thach
Bonner	Higgins	Lewis	Wallace
Brown	Hill	Lusk	Weathers
Burns	Hollis	Miller	Winkler
Denson			—24.

Nay: Mr. Key.—1.

Mr. Thach offered the following amendment to said bill, to wit:

"Amend by striking out the words, 'when simple negligence is a basis for the cause of action,' where they occur in said bill."

Which was, upon motion of Mr. Lewis, laid upon the table.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 20; nays, 1.

Yeas:

Messrs.:	Ellis	Lee	Price
Arrington	Green	Lewis	Pride
Bell	Hartwell	Lusk	Wallace
Bonner	Hill	Miller	Weathers
Cooper	Key	Milner	Winkler
Denson			—20.

Nay: Mr. Thach.—1.

The bill:

S. 497. To amend section 5326 of the Code.

Was read a third time at length and passed.

Yeas, 24; nays, 0.

Yeas:

Messrs.:	Ellis	Judge	Milner
Arrington	Green	Key	Pride
Brown	Hartwell	Lee	Thach
Bulger	Higgins	Lewis	Wallace
Cooper	Hill	Lusk	Weathers
Denson	Hollis	Miller	Winkler
Easterly			—24.

Nays, 0.

The bill:

S. 498. To amend section thirty nine hundred and seventy (3970) of the Code of Alabama, 1907.

Was taken up.

The Committee on Judiciary offered the following amendment to said bill, to wit:

“Amend by striking out all of section 2.”

Which was adopted.

Yeas, 21; nays, 0.

Yeas:

Messrs.:	Easterly	Judge	Milner
Arrington	Ellis	Key	Pride
Brown	Green	Lewis	Thach
Bulger	Higgins	Lusk	Wallace
Burns	Hill	Miller	Weathers
Cooper	Hollis		—21.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 21; nays, 0.

Yeas:

Messrs.:	Ellis	Key	Price
Arrington	Green	Lewis	Pride
Bulger	Higgins	Lusk	Thach
Burns	Hill	Miller	Wallace
Cooper	Hollis	Milner	Weathers
Easterly	Judge		—21.

Nays, 0.

The bill:

S. 499. To prescribe how motions in cases at law shall be prepared, filed, and become a part of the record of the cause in which filed without a bill of exceptions.

Was read a third time at length and passed.

Yeas, 26; nays, 0.

Yeas:

Messrs.:	Cooper	Hollis	Miller
Arrington	Easterly	Jones	Price
Bell	Ellis	Judge	Pride
Bonner	Green	Key	Thach
Brown	Hartwell	Lee	Wallace
Bulger	Higgins	Lewis	Weathers
Burns	Hill	Lusk	—26.

Nays, 0.

The bill:

S. 511. To amend an act to amend section 2846 of the Code of Alabama, approved April 5, 1911.

Was taken up.

The following amendment was offered by the Committee on Judiciary, to wit:

“Amend by inserting in next to the last line after the words ‘circuit court,’ the words, ‘city court and courts of like jurisdiction.’”

Which was adopted.

Yeas, 25; nays, 0.

Yeas:

Messrs.:	Easterly	Judge	Milner
Arrington	Ellis	Key	Price
Bonner	Green	Lee	Pride
Brown	Hartwell	Lewis	Thach
Bulger	Higgins	Lusk	Wallace
Burns	Hill	Miller	Weathers
Cooper	Hollis		—25.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 21; nays, 0.

Yeas:

Messrs.:	Easterly	Judge	Miller
Bell	Ellis	Key	Pride
Bonner	Green	Lee	Thach
Brown	Higgins	Lewis	Wallace
Burns	Hill	Lusk	Weathers
Cooper	Hollis		—21.

Nays, 0.

The bill:

S. 512. To amend section 5322 of the Code.

Was taken up.

Mr. Lewis offered the following amendment to said bill, to wit:

“Amend by striking out the words, ‘on its own motion or,’ where same appears in said bill.”

Which was, upon motion of Mr. Lusk, laid upon the table.

And said bill was read a third time at length and passed.

Yeas, 18; nays, 1.

Yeas:

Messrs.:	Denson	Judge	Pride
Bell	Ellis	Key	Thach
Bonner	Green	Lee	Wallace
Bulger	Hartwell	Lusk	Weathers
Burns	Hill	Miller	—18.

Nay: Mr. Lewis—1.

The bill:

S. 513. To amend section 2502 of the Code.

Was read a third time at length and passed.

Yeas, 20; nays, 0.

Yeas:

Messrs.:	Ellis	Judge	Miller
Bonner	Green	Key	Pride
Burns	Higgins	Lee	Wallace
Cooper	Hill	Lewis	Weathers
Denson	Hollis	Lusk	Winkler
Easterly			—20.

The bill:

S. 515. To amend sections 5346 and 5348 and to repeal section 5347 of the Code.

Was taken up.

The following amendment offered by the Committee on Judiciary, to wit:

"Add after the word 'immediately,' at the end of line 7, of section 1, the words, 'provided the complaint has been filed within ten days after the service of the writ of attachment.'"

Which was adopted.

Yeas, 20; nays, 0.

Yeas:

Messrs.:	Ellis	Key	Milner
Bonner	Green	Lee	Thach
Bulger	Higgins	Lewis	Wallace
Burns	Hill	Lusk	Weathers
Cooper	Judge	Miller	Winkler
Easterly			

—20.

Nays, 0.

Mr. Judge offered the following amendment to said bill, to wit:

"Amend section 2 of said act as follows: By adding at the end of section two, 'provided that this section shall not apply in circuits where there is only one county in such circuit, and such circuit has two or more judges.'"

Which was adopted.

Yeas, 18; nays, 1.

Yeas:

Messrs.:	Ellis	Lee	Price
Brown	Green	Lewis	Thach
Bulger	Hartwell	Lusk	Wallace
Burns	Hill	Miller	Weathers
Easterly	Judge	Milner	

—18.

Nay: Mr. Bonner.—1.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 20; nays, 0.

Yeas:

Messrs.:	Easterly	Judge	Milner
Bonner	Ellis	Lee	Price
Brown	Green	Lewis	Thach
Bulger	Hartwell	Lusk	Wallace
Burns	Hill	Miller	Weathers
Cooper			—20.

Nays, 0.

The bill:

S. 518. To amend section 5359 of the Code.

Was taken up.

The following amendment offered by the Committee on Judiciary, to wit:

Amend by making read as follows after figures 5359:

"All civil cases at law shall be tried and determined by the court, without a jury unless the plaintiff at the time of filing his complaint endorses thereon a demand for a trial by a jury, or unless the defendant at the time of filing his initial pleading endorses thereon a demand for a trial by a jury. Either party to a cause tried by the court without the intervention of a jury, may present for review the finding of the court on the evidence, and the Supreme Court or Court of Appeals shall review the same with the presumption in favor of the finding of the trial court on the evidence, and if there be error, shall render such judgment as the court below should have rendered, or reverse and remand the cause for further proceedings as the Supreme Court or Court of Appeals may deem right. The finding of the court on the evidence shall be subject to review without an exception thereto."

Which was adopted.

Yeas, 18; nays, 0.

Yeas:

Messrs.:	Easterly	Judge	Price
Bonner	Ellis	Lee	Pride
Brown	Green	Lusk	Thach
Bulger	Hartwell	Miller	Wallace
Burns	Hill	Milner	—18.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 18; nays, 1.

Yeas:

Messrs.:	Cooper	Hill	Milner
Bonner	Easterly	Judge	Price
Brown	Ellis	Lee	Thach
Bulger	Green	Lusk	Wallace
Burns	Hartwell	Miller	—18.

Nay: Mr. Lewis.—1.

The bill:

S. 519. To amend section 2500 of the Code.

Was read a third time at length and passed.

Yeas, 21; nays, 0.

Yeas:

Messrs.:	Ellis	Judge	Miller
Bonner	Green	Key	Milner
Brown	Hartwell	Lee	Thach
Bulger	Hill	Lewis	Wallace
Burns	Hollis	Lusk	Winkler
Cooper	Jones		—21.

Nays, 0.

The bill:

S. 520. To amend section 5303 of the Code of Alabama.

Was read a third time at length and passed.

Yeas, 20; nays, 0.

Yeas:

Messrs.:	Ellis	Jones	Miller
Bonner	Green	Judge	Price
Brown	Hartwell	Lee	Thach
Bulger	Hill	Lewis	Wallace
Burns	Hollis	Lusk	Winkler
Cooper			—20.

Nays, 0.

The bill:

S. 522. To further regulate the filing of demurrers, motions, pleas, replications, rejoinders and amendments in suits at law, and provide for giving notice thereof to the opposite party.

Was taken up.

The following amendment offered by the Committee on Judiciary, to wit:

"Amend by inserting in the title of the bill after the words 'suits at law,' the words, 'or in equity;' and by inserting in the body of the bill after the word 'plea,' in line 2, the word 'answer.'"

Which was adopted.

Yeas, 19; nays, 0.

Yeas:

Messrs.:	Cooper	Jones	Miller
Bonner	Ellis	Judge	Price
Brown	Green	Lee	Thach
Bulger	Hartwell	Lewis	Wallace
Burns	Hill	Lusk	Winkler

—19.

Nays, 0.

Mr. Hill offered the following amendment to said bill, to wit:

"Amend by adding at the end of section 1 by adding, 'or a copy be served on the attorney of record by the attorney of the adverse party.'"

Which was adopted.

Yeas, 20; nays, 0.

Yeas:

Messrs.:	Ellis	Jones	Miller
Bonner	Green	Judge	Price
Brown	Hartwell	Lee	Thach
Bulger	Higgins	Lewis	Wallace
Burns	Hill	Lusk	Winkler
Cooper			

—20

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 20; nays, 0.

Yeas:

Messrs.:	Ellis	Judge	Milner
Bonner	Green	Lee	Price
Brown	Hartwell	Lewis	Thach
Bulger	Hill	Lusk	Wallace
Burns	Jones	Miller	Winkler
Cooper			—20.

Nays, 0.

The bill:

S. 523. To further regulate the trial and disposition of civil cases removed from justice court or courts of like jurisdiction to the circuit court or court of like jurisdiction.

Was read a third time at length and passed.

Yeas, 20; nays, 0.

Yeas:

Messrs.:	Ellis	Jones	Miller
Bonner	Green	Judge	Milner
Brown	Hartwell	Lee	Price
Bulger	Higgins	Lewis	Wallace
Burns	Hill	Lusk	Winkler
Cooper			—20.

Nays, 0.

The bill:

S. 546. To further regulate practice and proceedings in the disposition of cases improperly brought as suits in equity, or as suits at law, or in the improper court, and to prescribe the manner of disposing of the suits so brought.

Was taken up.

The Judiciary Committee offered the following amendment to said bill, to wit:

“Amend section 2 by striking out the word ‘the clerk of’ in line 4.

Which was adopted.

Yeas, 20; nays, 0.

Yeas:

Messrs.:	Ellis	Jones	Miller
Bonner	Green	Judge	Price
Brown	Hartwell	Lee	Thach
Bulger	Hill	Lewis	Wallace
Burns	Hollis	Lusk	Winkler
Cooper			—20.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 21; nays, 0.

Yeas:

Messrs.:	Easterly	Hollis	Lusk
Bonner	Ellis	Jones	Miller
Brown	Green	Judge	Milner
Bulger	Hartwell	Lee	Price
Burns	Higgins	Lewis	Winkler
Cooper	Hill		—21.

Nays, 0.

The bill:

S. 547. To further regulate pleading, practice and procedure in the trial of causes of action in circuit courts.

Was taken up.

Mr. Judge offered the following amendment to said bill, to wit:

Amend Senate Bill 547 as follows: By adding at the end thereof the following:

"Sec. 6. Provided, that this act shall be only directory and not mandatory in circuits composed of only one county and having two or more judges."

Which was adopted.

Yeas, 19; nays, 0.

Yeas:

Messrs.:	Cooper	Hill	Miller
Bonner	Ellis	Judge	Milner
Brown	Hall	Lee	Price
Bulger	Hartwell	Lewis	Thach
Burns	Higgins	Lusk	Winkler

—19.

Nays, 0.

And the bill, as thus amended, was read a third time at length and passed.

Yeas, 21; nays, 0.

Yeas:

Messrs.:	Ellis	Jones	Miller
Bonner	Green	Judge	Milner
Brown	Hartwell	Lee	Price
Bulger	Higgins	Lewis	Wallace
Cooper	Hill	Lusk	Winkler
Easterly	Hollis		

—21.

Nays, 0.

The bill:

S. 549. To amend section 5364 of the Code of Alabama.

Was taken up.

The Judiciary Committee offered the following amendment to said bill, to wit:

“Amend by adding to the 6th line from the bottom of page 1, after the word ‘plaintiff,’ the word, ‘of the State.’”

Which was adopted.

Yeas, 19; nays, 0.

Yeas:

Messrs.:	Green	Jones	Milner
Bonner	Hartwell	Judge	Price
Brown	Higgins	Lee	Thach
Bulger	Hill	Lusk	Wallace
Easterly	Hollis	Miller	Winkler

—19.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 21; nays, 0.

Yeas:

Messrs.:	Easterly	Judge	Milner
Bonner	Hartwell	Lee	Price
Brown	Higgins	Lewis	Thach
Bulger	Hill	Lusk	Wallace
Burns	Hollis	Miller	Winkler
Cooper	Jones		—21.

Nays, 0.

The bill:

S. 550. To amend section 3019 of the Code of Alabama.

Was read a third time at length and passed.

Yeas, 19; nays, 0.

Yeas:

Messrs.:	Ellis	Hollis	Miller
Bonner	Green	Jones	Milner
Brown	Hartwell	Judge	Price
Bulger	Higgins	Lewis	Wallace
Easterly	Hill	Lusk	Winkler
			—19.

Nays, 0.

The bill:

S. 551. To amend section 3022 of the Code of Alabama.

Was read a third time at length and passed.

Yeas, 19; nays, 0.

Yeas:

Messrs.:	Cooper	Hollis	Milner
Bonner	Easterly	Judge	Price
Brown	Green	Lee	Thach
Bulger	Hartwell	Lusk	Wallace
Burns	Hill	Miller	Winkler
			—19.

Nays, 0.

ADJOURNMENT.

At 6:15 o'clock, on motion of Mr. Milner and in pursuance of S. J. R. 122, the Senate adjourned until 9 o'clock Tuesday morning, August 10th, 1915.

THIRTIETH DAY.

Tuesday, August 10, 1915.

The Senate met pursuant to adjournment, Lieutenant-Governor Kilby presiding.

PRAYER.

By Rev. Mr. Pippen of Eutaw.

ROLL CALL.

Present:

Messrs.:	Easterly	Hollis	Miller
Arrington	Ellis	Holmes	Milner
Bell	Elrod	Jones	McCain
Bonner	Faulk	Judge	Price
Brown	Green	Key	Pride
Bulger	Hall	Kline	Thach
Burns	Hartwell	Lee	Wallace
Cooper	Higgins	Lewis	Weathers
Denson	Hill	Lusk	Winkler

—35.

JOURNAL.

On motion of Mr. Jones, the reading of the Journal of yesterday was dispensed with and the same was approved by the Senate.

INTRODUCTION OF BILLS.

Upon a call of districts bills were introduced, severally read one time and referred to appropriate standing committees, as follows:

By Mr. Kline:

S. 781. To provide for the re-recording of deeds, mortgages and other conveyances of property, real or personal, where the record of the same shall have been lost or destroyed.

Committee on Judiciary.

Also,

S. 782. To amend section 7639 of the Code of Alabama, 1907. (Relates to the execution of the death sentence.)

Committee on Judiciary.

Also,

S. 783. To amend section 4007 of the Code of Alabama, 1907. (Regulates competency of parties testifying in cases where they have an interest.)

Committee on Judiciary.

By Mr. Wallace:

S. 784. To annul, remit and cancel an alleged indebtedness claimed by the county of Shelby against W. E. Harrison in a suit pending in the circuit court of said county.

Committee on Local Legislation.

With notice and proof thereto attached and herewith exhibited as follows:

Exhibit "A."

NOTICE.

To Whom it May Concern:

Notice is hereby given that at the next session of the Legislature of Alabama, which meets at Montgomery, Alabama, on July 13th, 1915, a local bill will be introduced for Shelby county, which provides in substance as follows:

"A bill to be entitled an act to provide and confirm the payment of certain county warrants paid by W. E. Harrison, as treasurer of Shelby county, Alabama, and to discharge said W. E. Harrison and his sureties on his official bond from all liability on account of the payment of such warrants."

The State of Alabama, }
Shelby County. }

Before me, J. L. Isbell, clerk of the circuit court in and for said county, personally appeared J. F. Norris, who, being duly sworn, deposeth and saith, that he is the editor and proprietor of the Peoples Advocate, a newspaper published in said county, and that he pub-

lished the attached notice, marked Exhibit "A," in the said paper for four consecutive issues, as follows: June 24th, 1915, to July 15th, 1915.

Sworn to and subscribed to before me, this 4th day of August, 1915.

J. L. Isbell,
Clerk Circuit Court.

By Mr. Wallace:

S. 785. To remit, annul, and cancel, an alleged indebtedness, claimed by the county of Shelby, against A. P. Longshore, in a suit pending in the circuit court of said county.

Committee on Local Legislation.

With notice and proof thereto attached and herewith exhibited as follows:

Exhibit "A."

NOTICE.

To Whom it May Concern:

Notice is hereby given that at the next session of the Legislature of Alabama, which meets at Montgomery, Alabama, on the 13th day of July, 1915, a local bill will be introduced for Shelby county, which provides in substance as follows:

"A bill to be entitled an act to ratify and confirm the issuance and payment of certain county warrants issued by A. P. Longshore, judge of probate and ex-officio chairman of the commissioners court of Shelby county, Alabama, and to discharge said A. P. Longshore and his sureties on his official bond from all liability on account of the issuance and payment of such warrants."

The State of Alabama, }
Shelby County. }

Before me, J. L. Isbell, clerk of the circuit court in and for said county, personally appeared J. F. Norris, who, being duly sworn, deposeth, and saith, that he is the editor and proprietor of the Peoples Advocate, a newspaper published in said county, and that he pub-

lished the attached notice, marked Exhibit "A," in the said paper for four successive issues, as follows: June 24th, 1915, to July 15th, 1915.

J. F. Norris.

Sworn to and subscribed to before me, this
(Seal.) 4th day of August, 1915.

J. L. Isbell,
Clerk Circuit Court.

By Mr. Wallace:

S. 786. To relieve J. R. Allen from liability for and on account of receiving money from the funds of Shelby county, on the following warrant, which was issued by the board of revenue of said county for his services as ex-officio fees as sheriff of Shelby county, Alabama, on January 9th, 1912, to-wit: Warrant No. 374, for \$300.00.

Committee on Local Legislation.

With notice and proof thereto attached and herewith exhibited as follows:

State of Alabama, }
Shelby County. }

Before me, T. W. Whatley, a notary public and ex-officio justice of peace in and for said State and county, personally appeared R. W. Hall, who, being by me first duly sworn, deposes and says on oath that he is editor and publisher of The Shelby County Review, a weekly newspaper published a Calera, in Shelby county, Alabama, and that the notice hereto attached and marked Exhibit "A," and made a part hereof as though written herein was published in full in said newspaper once a week for four consecutive weeks before this date by an insertion of said notice in said newspaper in the issue of said newspaper on each of the following dates, to wit: June 25th, 1915, July 2nd, 1915, July 9th, 1915, July 16th, 1915, and also in the issue of said paper on July 23rd, 1915.

R. W. Hall.

Subscribed and sworn to before me, this
(Seal.) the 24th day of July, 1915.

T. W. Whatley,
Notary Public and Ex-Officio Justice of Peace.

Exhibit "A."

NOTICE.

To Whom it May Concern:

Notice is hereby given that at the next session of the Legislature of Alabama, which meets at Montgomery, Alabama, on the 13th day of July, 1915, a local bill for Shelby county will be introduced in substance as follows, to wit:

A BILL.

A bill to be entitled, "A bill to relieve J. R. Allan from liability for and on account of receiving money from the funds of Shelby county, on the following warrant, which was issued by the board of revenue of said county for his services as ex-officio fees as sheriff of Shelby county, Alabama, on January 9th, 1912, to wit: Warrant No. 374, for \$300.00.

Be it enacted by the Legislature of Alabama, that J. R. Allan be and hereby is relieved of and from all liability for and on account of receiving or collecting the following warrant out of the funds of said Shelby county, for the services of said J. R. Allan as ex-officio fees as sheriff of said county for the last half year of 1911, which said warrant was issued to said J. R. Allan by the board of revenue of Shelby county on the 9th day of January, 1912, for ex-officio services for said last half year 1911, which said warrant is in words and figures as follows, to wit:

THE STATE OF ALABAMA

SHELBY COUNTY

BOARD OF REVENUE

\$300.00

No. 374

Columbiana, Ala.

Treasurer of said county.

Pay to J. R. Allan or order, three hundred and 00/100 dollars. Ex-off. fees as sheriff. Out of moneys in the treasury not otherwise appropriated.

Claim allowed by board of revenue on January day of term 1912.

Allowed and warrant ordered by board of revenue.

J. T. Leeper,
President Board of Revenue.

6-25.—tf.

By Mr. Wallace:

S. 787. To annul, remit and cancel an alleged indebtedness, claimed by the county of Shelby against A. H. Merrell in a suit pending in the circuit court of said county.

Committee on Local Legislation.

With notice and proof thereto attached and herewith exhibited as follows:

Exhibit "A."

NOTICE.

To Whom it May Concern:

Notice is hereby given that at the next session of the Legislature of Alabama, which meets at Montgomery, Alabama, on the 13th day of July, 1915, a local bill for Shelby county will be introduced which provides in substance as follows:

"A bill to be entitled an act to legalize, ratify and confirm the collection by A. H. Merrell during the years 1911 and 1912 from the funds of said county the sum of one hundred thirty five and 75/100 (\$135.75) dollars, for services rendered in his district, the said A. H. Merrell being a duly qualified member of the board of revenue for Shelby county during said time."

The State of Alabama, }
Shelby County. }

Before me, J. L. Isbell, clerk circuit court in and for said county, personally appeared J. F. Norris, who, being duly sworn, deposeth and saith, that he is the editor and proprietor of the Peoples Advocate, newspaper published in said county, and that he published the attached notice, marked Exhibit "A," in the said paper for four successive issues, as follows: June 24th, 1915, to July 15th, 1915.

J. F. Norris.

Sworn to and subscribed before me, this
(Seal.) 4th day of August, 1915.

J. L. Isbell,
Clerk Circuit Court.

By Mr. Hall:

S. 788. To fix compensation for recording, registration and copying in the judge of probate's office in each county in the State of Alabama which had a population of thirty (30,000) thousand, or over, at the federal census of 1910, or which may hereafter have a population of thirty (30,000) thousand.

Committee on Judiciary.

By Mr. Bulger:

S. 789. To establish a board of revenue for Tallapoosa county; to regulate the selection and election of the members thereof and their terms of office; to fix the powers, duties and compensation of said board and to abolish the court of county commissioners of said county.

Committee on Local Legislation.

With notice and proof thereto attached and herewith exhibited as follows:

Notice is hereby given that application will be made to the Legislature of Alabama, at its next session beginning July 13th, 1915, for the passage of a local law for Tallapoosa county, in substance as follows:

A Bill to be Entitled

AN ACT

To establish a board of revenue for Tallapoosa county; to regulate the selection and election of the members thereof and their term of office; to fix the powers, duties and compensation of said board and to abolish the court of county commissioners of said county.

Be it enacted by the Legislature of Alabama:

Section 1. That there is hereby created and established a board consisting of three persons who shall be known and called the board of revenue of Tallapoosa county. One member of said board shall be known as the president thereof.

Sec. 2. That the first members of said board of revenue shall be appointed by the Governor within thirty

days after the passage of this act; one of whom shall hold office until the first Monday in November, 1916, another shall hold office until the first Monday in November, 1918, and another shall hold office until the first Monday in November, 1920, the term of each appointee to be designated by the Governor, and all of whom shall hold office until their successors have been elected and shall have qualified. The Governor in making such appointments shall designate the member of said board who shall be the first president thereof and the person so designated shall hold office as president for two years, at the expiration of which time, and every two years thereafter, said board shall elect one of their members president. All vacancies on said board shall be filled by appointment of the Governor, and the person so appointed shall hold office for the unexpired term of the member whose place he fills.

Sec. 3. That at the general election held in said county in the years 1916, 1918, and 1920, and every four years thereafter, there shall be elected one member of said board from the county at large as successor to the person appointed under the provisions of section two of this act; the persons so elected shall hold office for four years and until their successors have been elected and shall have qualified.

Sec. 4. Each member of the board of revenue, before entering into the discharge of his duties shall qualify by taking the statutory oath of office and executing a bond in the sum of \$5,000, with good and sufficient sureties to be approved by the judge of probate of said county, payable to said judge of probate for the use of said county, conditioned that he will faithfully and honestly discharge all of the duties of his office in the manner provided by law, which bond shall be recorded in the office of the judge of probate as other official bonds are recorded.

Sec. 5. That such board of revenue shall have the power and authority to direct and control the property of said county according to law in the manner it may deem best, to levy a general tax for general and a special tax for particular county purposes according to the laws of Alabama; to examine, settle and allow

accounts and claims against the county; to examine and audit the accounts of all officers having the care, collection and disbursement of moneys belonging to the county, and the sole right and authority to bind the county in any contract which would require the payment of money out of the county treasury.

Sec. 6. That said board shall have all the jurisdiction, and all of the powers which are now, or may hereafter be by law vested in the courts of county commissioners of this State; and the several members of the said board of revenue shall respectfully perform all the duties and services, and exercise all the powers which are required by law of the members of the court of county commissioners of Tallapoosa county.

Sec. 7. That the court of county commissioners of Tallapoosa county be and the same is hereby abolished, and the judge of probate of said county is hereby relieved of all duties in connection with said court; which duties, except as herein otherwise provided, shall be performed by the president of the board of revenue.

Sec. 8. That the president of said board of revenue shall be its presiding officer and he shall have the same power and authority as other member of the board with the right to vote upon all questions before said board; he shall sign the minutes of the proceedings of said board and all warrants drawn on the county treasury and contracts made by said board.

Sec. 9. That said board shall elect a clerk who shall not be a member of said board and who may be removed by it at will, and shall fix his compensation which shall not exceed \$300.00 per annum, payable monthly.

Sec. 10. That said board shall have an office in the courthouse of said county at Dadeville wherein all of its records and minutes shall be kept, and same shall be open for the inspection of the public at all times. It shall also publish the minutes of each of its meetings in some newspaper of general circulation in said county. The cost of publication shall be paid out of the county treasury.

Sec. 11. That said board shall meet in regular session at such times and for such purposes as the laws of Alabama require the court of county commissioners

to be in session, and in addition thereto shall hold regular meetings on Saturday of each week, alternating weekly as to the place of said meeting between the court house at Dadeville and Alexander City.

Sec. 12. That said board may hold special meetings at any time or place in said county whenever it is deemed best to so do, and the actions of said board at such special meetings shall be regular and legal as if they were performed while said board was in regular session.

Sec. 13. That a majority of said board shall constitute a quorum for the transaction of business, and no funds belonging to the county shall be paid out except as authorized by said board while in session; and a complete list and registry of all claims presented, and all sums paid out, together with the nature of the claim, shall be kept by the clerk of said board. No contract for the purchase of anything which is to be paid for out of the county treasury shall be made except by said board of revenue while in session.

Sec. 14. That each member of said board of revenue shall receive an annual salary of five hundred dollars, to be paid in monthly installments by warrant drawn on the county treasurer. They shall receive no other expenses or compensation whatever.

Sec. 15. That this act shall go into effect immediately upon its approval by the Governor.

Sec. 16. That all laws and parts of laws, in conflict with the provisions of this act, be and the same are hereby repealed.

7-2-4t.

State of Alabama, }
County of Tallapoosa. }

Before me, A. B. Lee, notary public and ex-officio justice of the Peace in and for said State and county, personally appeared L. M. Williamson, known to me, who, being by me first duly sworn, says on oath that he is the editor and proprietor of The Tallapoosa News; that same is a weekly newspaper published at Camp Hill, in Tallapoosa county, Alabama; that the attached notice of intention to apply to the Legislature of Alabama for the passage of a local law for Tallapoosa coun-

ty was published in said newspaper for four consecutive weeks in the issues of said newspaper published on July 2nd, 9th, 16th, and 23rd, 1915.

L. M. Williamson.

Subscribed and sworn to before me, this July 29th, 1915.

A. B. Lee,

Notary Public, Ex-off. J. P., Tallapoosa County, Ala.

REPORTS OF COMMITTEES.

Mr. Brown, acting chairman of the Standing Committee on Revision of Laws, reported that said committee, in session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to wit:

By Mr. Kline (by request, with substitute):

S. 380. To declare a lien in favor of keepers, owners or proprietors of public garages, for charges for storage (and repairs) of automobiles, motorcycles, motor trucks and motor vehicles.

By Mr. Milner:

S. 296. To authorize persons, firms or corporations owning lands on which are carried on or about to be carried on the business of mining, manufacturing or quarrying, and persons, firms or corporations carrying on or about to carry on the business of mining, manufacturing or quarrying, to acquire by condemnation or the power of eminent domain lands for ways, and rights of ways for railways, tramways, canals, aqueducts, tunnels, underground passages, entries, tipples and roads whereby to connect any part of their lands or works with their principal place of business or with any public road, railroad or navigable waters or with their mines on other lands.

By Mr. Hill:

S. 186. To amend section 22 of an act to further provide for the revenues of the State of Alabama, approved March 31st, 1911.

By Mr. Wallace:

S. 229. To amend section 3394 of the Code of 1907.

By Mr. Milner (with amendment) :

S. 765. To provide for the payment of one-half ($\frac{1}{2}$) of the net earnings of all male convicts, convicted in the courts of Alabama of a felony, to the wife or others dependent on such convict for support; to provide for ascertaining who are such dependents; to provide for ascertaining the amount of such net earnings, and to provide and prescribe the means and methods for the payment of same to those entitled thereto.

By Mr. Pride (with amendment) :

S. 223. To amend section 7467 of the Code of 1907.

By Mr. Davis (by request, with amendment) :

H. 380. To further prescribe the authority and duties of the attorney general and of solicitors; and to provide for the employment of assistants to the attorney general and of special counsel; to make an appropriation for the conduct of the office of attorney general, for the better enforcement of the law, and to prescribe the method of its expenditure.

By Mr. Hardage:

H. 967. To provide for and regulate the compensation of State witnesses in all courts of record for Covington county, exercising criminal jurisdiction, and to provide for the payment of the same.

Mr. Hartwell, chairman of the Standing Committee on Finance and Taxation, reported that said committee, in session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to wit:

By Mr. Denson:

S. 473. To prescribe for the purchase of all stationery for the Supreme Court, the Court of Appeals and the Supreme Court library out of the library fund.

By Mr. Denson:

S. 477. To require all persons appointed as auditors or examiners of books and accounts of the State of Alabama to be certified public accountants according to law.

By Mr. Hartwell:

S. 733. To authorize and require the board of revenue and road commissioners of Mobile county to order

an election to determine whether or not Mobile county should issue bonds for the construction of public school houses and buildings appurtenant thereto, within the county of Mobile, but without the corporate limits of the city of Mobile; to provide for the holding of such election and declaring the result thereof; and to provide for the issue of such bonds and for the disposition and administration of the fund procured by the sale of such bonds.

By Mr. Hill (with amendment):

S. 625. To amend section 556 of the Code of Alabama.

By Mr. Ellis (with amendment):

S. 300. To appropriate the sum of fifteen hundred dollars annually for the expense of holding the annual re-union of the Alabama Division of the United Confederate Veterans and to authorize the Governor to appoint a commissioner to receive and disburse the said fund.

By Mr. Ellis (with substitute):

S. 702. To appropriate one hundred thousand dollars (\$100,000) annually for a period of four years to be used by the Governor in and about the payment of interest on State warrants, and for the purpose of making such financial arrangements as may be necessary to protect the credit of the State.

By Mr. Hall:

S. 748. To make appropriation for the payment of the expenses to be incurred in the proclamations of the Governor on Constitutional amendments to be submitted to the qualified voters of the State under the authority of joint resolution adopted at the 1915 session of the Legislature of Alabama.

By Mr. Smith (with amendment):

H. 970. To make an appropriation of two thousand dollars to defray the extraordinary expenses of the Legislative Investigating Committee.

By Mr. Hall:

S. 768. To appropriate out of the general funds of the State not otherwise appropriated, the sum of two thousand one hundred thirty-eight and 85/100 (\$2,138.85) dollars for the relief of the children of B. A. Forrester and J. S. Forrester, late partners under the firm name of B. A. Forrester & Brother, namely: Mrs. Theo-

dosia Folkes, R. B. Forrester, S. S. Forrester, V. T. Forrester, O. A. Forrester, H. G. Forrester, Mrs. Cenie Pilcher, W. R. Forrester, F. C. Forrester, Sibbie Forrester, F. F. Forrester, Mrs. Otie Hodges, K. L. Forrester, Mrs. Elvie Copeland, and Mrs. Ethel Cherry.

By Mr. Weakley (with amendment) :

H. 1202. To appropriate the sum of twenty-five hundred (\$2,500) dollars, or so much thereof as may be necessary, for the purpose of paying the expenses of the Joint Recess Committee on Finance and Taxation.

By Mr. Wallace:

S. 697. To provide for the building and furnishing of class rooms, administrative offices, assembly hall, library, gymnasium, dormitory and other buildings and improvements, for the Alabama Girls Technical Institute at Montevallo, and for the support and maintenance of the summer school of said institute.

By Mr. Pride (with amendment) :

S. 670. To appropriate sixteen thousand dollars annually to be used by the board of commissioners of the Agricultural and Mechanical College for Negroes at Normal, Alabama, in paying the debts of this institution, making improvements, purchasing additional farm lands, repairing buildings, paying salaries, paying fire insurance premiums on buildings and for such other purposes as the said board of commissioners may think to the interest of the institution.

By Mr. Hartwell:

S. 705. To amend sections 1 and 4 of an act entitled "An act to amend sections 698, 711, 712, 718, 730, and 731 of the Code of Alabama of 1907," approved March 15th, 1911, and to amend sections 700, 701, 702, 703, 704, 707, 109, 716, 717, 718, 719, 720, 721, 723, 737, 749, 750, and 1626 of the printed Code of Alabama of 1907.

Mr. Wallace, Chairman of the Standing Committee on Local Legislation, reported that said committee, in session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to wit:

By Mr. Key :

S. 747. To provide for the payment of all fines and forfeitures of Franklin county, in money only; and to regulate the registration and payment of all claims which are by law payable out of said fund in said county.

By Mr. Price:

S. 622. To divide Russell county in two judicial divisions, and to provide for holding the circuit court of said county in both of said judicial divisions, to prescribe the jurisdiction of said court in each of said divisions, and to regulate the practice therein.

By Mr. Cooper:

H. 709. To ratify and confirm the payment of certain county warrants, issued by the Commissioners' Court of Marengo County and paid by John C. Dunn as Treasurer of said county; and to discharge said John C. Dunn and his sureties on his official bond from all liability on account of such payment.

By Mr. Arrington:

S. 756. To prohibit a defendant from pleading to the jurisdiction of the court in suits before justices of the peace of Crenshaw county, Alabama, wherein he is sued in a beat other than the beat of his residence.

By Mr. Elrod:

S. 766. To provide for a better system of public roads for the county of DeKalb, in this State.

By Mr. Hall:

S. 767. To abolish the highway commission of Houston county, Alabama, and to repeal the act of creating same.

By Mr. Lee:

S. 770. To abolish the office of county treasurer of Etowah county and to require that the county funds be deposited in such incorporated national or State bank in the county of Etowah as the board of county commissioners of Etowah county may elect and to provide for the custody of such funds.

By Mr. Judge:

S. 780. To provide for the election of a deputy circuit clerk in circuit composed of only one county and having more than three judges, where the circuit court

is held at the county site and at some other place in the county and to define his powers and authority and to provide for his compensation.

By Mr. Thach (with amendments):

S. 763. To provide for the better building, maintenance and protection of the public roads and bridges of Limestone county; to provide funds, regulations and penalties to carry the provisions and purposes of this act into effect; to provide for the appointment of a county engineer and for the examination of applicants for such position.

Mr. Lapsley of Dallas:

H. 1046. To authorize the court of county revenues of Dallas county to employ a person or persons to make and keep a record of the receipts and disbursements of monies belonging to said county, and to prepare for the printer the quarterly statements of such receipts and disbursements required by law to be published.

By Mr. Walden:

H. 1061. To tax all dogs in the county of Morgan and to provide for the collection and disposal of said fund, and to declare all dogs outlaws running at large unaccompanied by their owners.

By Mr. Davie:

H. 857. To authorize and direct the court of county commissioners, or board of revenue, or governing board or court of like jurisdiction in Bibb county to pay for advertising the notice and substance of local bills to be introduced in the Legislature for said county, at the lawful rate of advertising in said county, out of any money in the county treasury not otherwise appropriated, when the bills apply to the entire county, and this act shall apply to and include the notice and substance of bills advertised to be introduced at and during the present, 1915, session of the Legislature.

By Mr. Sumner:

H. 981. To authorize and require the county treasurer of Greene county, Alabama, to transfer all monies from the fine and forfeiture fund of said county into the general fund of said county, and to pay from said general fund all legal claims against said fine and forfeiture fund.

By Mr. Vaughn:

H. 935. To repeal an act entitled an act to authorize the board of revenue of Montgomery county to retain and employ an attorney at law, to fix the services which said attorney at law may be required to render, and to fix his compensation therefor, approved March 31, 1911.

By Mr. Griffin of Marengo:

H. 923. For the relief of H. B. Pake.

By Mr. Weakley of Jefferson:

H. 914. To authorize the board of revenue of Jefferson county to provide and maintain a public law library for the use of said county.

By Mr. Kaylór:

H. 1019. For the relief of Ex-Treasurer H. R. Moore.

By Mr. Welch:

H. 495. To establish an inferior court in precincts 2 and 33 in Jefferson county, Alabama, said precincts lying within or partly within the city of Bessemer, in lieu of all justices of the peace in said precincts, and to define the jurisdiction and power of the said court, and of the judge, clerk and other officers thereof, and to provide for a place for holding the same.

By Mr. Wittmeier:

H. 959. To relieve Stephen C. Allgood, and his bondsmen, as a former treasurer of Blount county, Alabama, and James R. Wooten, and his bondsmen, as a former treasurer of said Blount county, Alabama, from payment of the amounts charged against each of them, while serving as said county treasurer, said amounts having been charged against them by one of the State examiners of public accounts, to-wit: Hon. Frank V. Evans, for moneys paid out by each of them, as said county treasurer in good faith on warrants issued by the commissioners court of said county on the county treasurer, and to ratify, confirm and make legal the settlement made by the court of county commissioners of Blount county, Alabama, with said Stephen C. Allgood as county treasurer, and James R. Wooten, as said county treasurer on to-wit, Feb. 16, 1912.

By Mr. Smith of Crenshaw:

H. 971. To provide for the more efficient working of the public roads of Crenshaw county, Alabama; to

provide for the raising of revenue for the public roads and bridges of Crenshaw county, Alabama, including a vehicle license tax, and a dog tax, and a commutation fee of five dollars per capita in lieu of road work; to prescribe the duties of the county commissioners, judge of probate, tax assessor, tax collector, and sheriff of Crenshaw county, Alabama, and to fix their compensation; to provide payment to attorney for drafting this act; to provide for the assessment and collection of said taxes or licenses; to punish persons violating the provisions of this act; to provide for the disposition of the fine and forfeiture collected under this act; to provide the mode and prescribe the manner that prosecutions under this act shall be conducted, and to provide such other duties and details as may be necessary for the proper working of the public roads and the building of the public bridges of Crenshaw county, Alabama.

By Mr. Grady:

H. 1049. To divide the county of Chambers into four commissioner districts, and to provide for the election of a commissioner for each district.

By Mr. Grady:

H. 1050. To provide a better system of public roads for Chambers county.

By Mr. Davie of Bibb:

H. 1047. To authorize the treasurer of Bibb county, Alabama, to pay interest on money borrowed by the court of county commissioners of Bibb county, Alabama, to defray the general expenses of said county.

By Mr. Neely of Lawrence:

H. 1058. To better provide for working and maintaining and keeping in repair the public roads of Lawrence county, Alabama.

By Mr. John:

H. 720. To require the county superintendent of education of Jefferson county to appoint a man living in township 17, south of range 5 west, to take charge of section sixteen in township 17, south of range 5 west, of the Huntsville Meridian, lying in Jefferson county, Alabama, as trustee, and collect the rents and royalty thereof as they accrue; to file a bill as trustee as complainant, in the equity side of the circuit court of Jeffer-

son county, Alabama, against the lessee or lessees thereof, and Ira Van Salter, former trustee, for direction of the court in the management of the trust estate and to settle with the former trustee, and make him new leases of the property when necessary, and take the management of the trust estate as long as it is in existence.

By Mr. Smith of Crenshaw:

H. 740. To authorize and direct the court of county commissioners of Crenshaw county to audit and pay any bill for legal advertising for the county done prior to the first day of January, nineteen hundred and fifteen.

By Mr. Kyser:

H. 728. To validate and confirm all ordinances and resolutions of the Mayor and Town Council of the town of Monroeville, Alabama, relating to the issue of bonds by said town to aid in the location and construction of buildings for the County High School of Monroe County, and to make it mandatory upon the part of the municipal authorities of said town to levy a special tax to pay the interest on said bonds and to create a sinking fund to redeem said bonds at maturity.

By Mr. Gordon:

H. 748. To authorize the court of county commissioners of Escambia county to purchase blood hounds, or dogs that have been trained to track humans, to pay for the same out of the general funds of the county, and to make monthly appropriations out of the county funds for the purpose of defraying the expenses of keeping said dogs.

By Mr. Weakley of Jeerson:

H. 909. To create the Jefferson county public building commission, to define its powers and duties, and to regulate the same.

Mr. Hall, chairman of the Standing Committee on Municipalities and Municipal Organizations, reported that said committee, in session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to wit:

By Mr. Hall:

S. 769. To close and abolish Powell street, in the city of Dothan, Houston county, Alabama, from Cherry street to Range street, in said city.

By Mr. Judge:

S. 779. To provide for the payment during each of the years, 1915 and 1916, out of the general fund of the county by the respective boards of revenue or courts of county commissioners of the counties in which there is situated any city which may now have or which may hereafter have as much as 100,000 people according to the last Federal census or any such census which may hereafter be taken, to each such city the sum of sixty thousand dollars (\$60,000.00) of the moneys collected from taxation for general purposes on property situated in such city, for the maintenance by said city of its police force and the public highways and bridges within its limits.

BILL TAKEN FROM ADVERSE CALENDAR.

By Mr. Sorrell:

H. 306. To prohibit county boards of education, county superintendents of education, school trustees, or teachers, from excluding any pupil from a school whose teacher is qualified to teach the pupil who is qualified to attend a high school within three miles of the pupil.

This bill, H. 306, was taken from the adverse calendar, read a second time, and placed on the regular calendar.

Mr. Brown, acting chairman of the Standing Committee on Revision of Laws, reported that said committee, in session, had acted on the following bills and ordered same returned to the Senate with an adverse report:

By Mr. Bulger:

S. 708. To amend sections 6503 and 6509 of the printed Code of Alabama of 1907.

By Mr. Denson:

S. 286. To amend section 3176 of the Code of Alabama of 1907.

By Mr. Miller:

S. 290. To amend section 6958 of the Code of 1907.

By Mr. Milner:

S. 655. To give power of eminent domain to corporations formed for the purpose of constructing, excavating, working, running, operating or maintaining for public use ways, roads, underground passages, tunnels, subways, conduits, transmission lines, canals, aqueducts, or crosscuts, branches or extension of them or any of them to connect with any mining or mineral property.

By Mr. Faulk:

S. 211. To amend section 7324 of the Code of Alabama.

By Mr. Hill (by request):

S. 164. To amend article 11 of the Code of Alabama of 1907.

By Mr. Lusk:

S. 179. To amend sections 4619 and 4623 of the Code of Alabama.

By Mr. Lusk:

S. 177. To repeal section 6718 of the Code of Alabama.

By Mr. Hartwell:

S. 160. To amend section 3613 of the Code of Alabama, 1907, as amended March 29th, 1911.

By Mr. Miller:

S. 614. To amend section 6958 of the Code of 1907,

By Mr. Lee:

S. 597. To amend section 6964 of chapter 224 of the Code of 1907. (Relates to open season on squirrels.)

By Mr. Bulger:

S. 707. To amend section 3394 of the Code of 1907, as amended by an act of the Legislature, which became a law, under section 124 of the Constitution, without the signature of the Governor.

By Mr. Denson:

S. 285. To amend section 3170 of the Code of Alabama.

By Mr. Milner:

S. 656. To confer on corporations, persons, partnerships, associations, and joint stock companies, engaged

in mining, quarrying or power industries the right to acquire by condemnation lands or interests therein for ways and rights of way for railways, tram ways, canals, aqueducts, tunnels, subways, underground passages, conduits, transmission lines, cables and roads, and for cross-cuts, branches or extensions of them or any of them, whereby to make connections with their property used in said industries.

By Mr. Lusk:

S. 145. To repeal chapter 25 of the Code of Alabama, sections 827 to 837 inclusive.

By Mr. Hollis:

S. 612. To amend section 5776 (2450) (1394) of the Code of Alabama, 1907.

By Mr. Kline:

S. 270. To abolish the office of county treasurer, and to require that the county funds be deposited in such incorporated national or State bank in the several counties, as the board of revenue or court of county commissioners may elect, and to provide for the custody of such funds, and to require all acts required of the treasurer to be performed by the president of the board of revenue or county commissioners.

By Mr. Faulk:

S. 210. To amend section 7327 of the Code of Alabama.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has amended as therein shown, and as amended has passed, the following Senate bill:

S. 129. To provide for a county board of education, to prescribe the method of election of the members thereof, to define the powers and duties of the board, and to require the boards of education in incorporated cities and towns to make an enumeration of children of school age.

And returns same herewith to the Senate.

W. F. Herbert,
Clerk.

HOUSE MESSAGE.

On motion of Mr. Lee, the Senate concurred in the following amendment by the House to Senate bill No. 129, the title of which is set out in the foregoing message from the House, to wit:

Amend:

S. 129. To provide for a county board of education, to prescribe the method of election of the members thereof, to define the powers and duties of the board, and to require the boards of education in incorporated cities and towns to make an enumeration of children of school age.

By striking out in line one of section one of said bill the word "August," and inserting in lieu thereof the word "November;" and by striking out in line one of section two of said bill "that on the first Saturday in August," and inserting in lieu thereof "that at the general election of State and county officers in November." Also amend said bill by striking out section three thereof.

Yeas, 19; nays, 0.

Yeas:

Messrs.:	Bulger	Hartwell	Lee
Arrington	Denson	Higgins	Lewis
Bell	Easterly	Hill	McCain
Bonner	Green	Jones	Thach
Brown	Hall	Kline	Wallace

—19.

Nays, 0.

Also,

On motion of Mr. Lee, the Senate concurred in the following amendment by the House to Senate Bill No. 129, the title of which is set out in the foregoing message from the House, to wit:

Amend section 7 of the bill by striking out of lines 11, 12, and 13, thereof, the words, "and such necessary traveling expenses incurred in the performance of their duties as may be approved by the county board of education," which are included in red ink brackets and underscored in red ink.

Yeas, 19; nays, 0.

Yeas:

Messrs.:	Bulger	Hartwell	Lee
Arrington	Denson	Higgins	Lewis
Bell	Easterly	Hill	McCain
Bonner	Green	Jones	Thach
Brown	Hall	Kline	Wallace

—19.

Nays, 0.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has passed the following Senate bill, and returns same herewith to the Senate:

S. 170. To require private, denominational, and parochial schools to make school reports.

W. F. Herbert,
Clerk.

REPORT FROM COMMITTEE ON ENGROSSED BILLS.

Mr. President:

Your Standing Committee on Engrossed Bills beg leave to report that said committee, in session, have examined and compared the following engrossed bills, with the originals and find same correctly engrossed, to wit:

S. 495. To amend section 4023 of the Code of Alabama.

S. 496. To regulate pleadings in negligence cases.

S. 497. To amend section 5326 of the Code.

S. 498. To amend section thirty-nine hundred and seventy (3970) of the Code of Alabama, 1907.

S. 499. To prescribe how motions in cases at law shall be prepared, filed, and become a part of the record of the cause in which filed without a bill of exceptions.

S. 511. To amend an act to amend section 2846 of the Code of Alabama, approved April 5, 1911.

S. 512. To amend section 5322 of the Code.

S. 513. To amend section 2502 of the Code.

S. 515. To amend sections 5346 and 5348 and to repeal section 5347 of the Code.

S. 518. To amend section 5359 of the Code.

S. 519. To amend section 2500 of the Code.

S. 520. To amend section 5303 of the Code of Alabama.

S. 522. To further regulate the filing of demurrers, motions, pleas, replications, rejoinders and amendments in suits at law or in equity and provide for giving notice thereof to the opposite party.

S. 523. To further regulate the trial and disposition of civil cases removed from justice court or courts of like jurisdiction to the circuit court or court of like jurisdiction.

S. 539. To confer upon judges of the circuit court all the powers and authority of chancellors and authorize and require them to hold any chancery court as provided by law.

S. 541. To amend subdivision 1 of section 3255 of the Code.

S. 542. To further regulate and authorize granting relief in actions at law, and to authorize the issuance of injunctions, restraining orders, and other such relief by courts of law.

S. 543. To prescribe the compensation of circuit judges and supernumerary judges.

S. 546. To further regulate practice and proceedings in the disposition of cases improperly brought as suits in equity, or as suits at law, or in the improper court, and to prescribe the manner of disposing of the suits so brought.

S. 547. To further regulate pleading, practice and procedure in the trial of causes of action in circuit courts.

S. 549. To amend section 5364 of the Code of Alabama.

S. 550. To amend section 3019 of the Code of Alabama.

S. 551. To amend section 3022 of the Code of Alabama.

S. 592. To amend section 7637 of the Code of Alabama.

S. 648. To reduce the salary of the mayor of Bridgeport, Alabama, to one hundred dollars.

S. 651. To further regulate the issuance of patents to owners or purchasers of sixteenth section land and prescribe the conditions on which the said patent may be issued and by whom.

S. 682. To abolish the office of county treasurer for Cullman county, to require that the public funds of the county be deposited in such incorporated State or national bank as the court of county commissioners may select, and to provide for the safe-keeping and custody of such public funds.

W. J. Price,
Chairman.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bill:

H. 851. To prescribe and fix the license or privilege tax to be paid by every person, firm, company, corporation or association engaged in any business, vocation, occupation, calling or profession in this State, or who shall in this State exercise any privileges for which a license or privilege tax is or may be charged; to provide for and regulate the collection of such license or privilege tax; to fix the compensation to be paid for the collection of such license or privilege tax; to provide for the distribution, application and safe-keeping of the funds arising from the collection of such license or privilege tax; to fix a penalty for doing business without a license, and to provide for the enforcement thereof; and to further provide for the general revenues.

And sends same herewith to the Senate.

W. F. Herbert,
Clerk.

SENATE MESSAGE.

The House bill in the foregoing House message was read once and referred to appropriate standing committee as follows:

H. 851. To the Committee on Finance and Taxation.

ORDER TO PRINT.

On motion of Mr. Hill, the Senate directed the secretary to have 500 copies of H. 851, the title of which is set out in the foregoing message from the House, printed for the use of the Senate.

BILL TAKEN FROM ADVERSE CALENDAR.

Pursuant to the notice heretofore given, Mr. Lewis moved the Senate to take from the adverse calendar:

H. 306. To prohibit county boards of education, county superintendents of education, school trustees or teachers from excluding any pupil from a school whose teacher is qualified to teach the pupil who is qualified to attend a high school within three miles of the pupil.

Read the same a second time and place it on the regular calendar for a third reading on to-morrow. Which motion prevailed, and said bill was taken from the adverse calendar, read a second time, and placed on the regular calendar for a third reading.

COMMUNICATION.

Mr. McCain offered the following communication, which was read at length and referred to the Standing Committee on Rules:

Montgomery, August 9, 1915.

Mr. President and Gentlemen of the Senate:

On next Thursday, August 12th, the merchants, bankers and professional men of the town of Wetumpka will give a barbecue to the citizens of Elmore county and adjacent territory, and the undersigned hereby extend to your honorable body an invitation to be with us on that day.

Extensive preparations have been made for this occasion and an interesting program has been arranged. It will be a day devoted to diversified farming and kindred subjects, and our people would be glad to welcome every member of your honorable body to our town on the above date.

(Signed.) Frank W. Lull,
Mayor.

J. R. Gamble,
President Business Men's League.

BILL TAKEN FROM ADVERSE CALENDAR AND RE-COMMITTED.

Pursuant to notice heretofore given, Mr. Kline moved that:

S. 150. To submit to the qualified electors of the State at the general election to be held on the first Tuesday after the first Monday in November, 1916, for their consideration an amendment to section 219 of article 11, of the Constitution of Alabama, so as to provide a change in the present provision of the Constitution permitting the levy by the Legislature of an inheritance tax.

Be taken from the adverse calendar and re-committed to the Committee on Finance and Taxation.

Mr. Bonner moved to lay the motion made by Mr. Kline on the table, which was lost.

Yeas, 11; nays, 13.

Yeas:

Messrs.:	Bonner	Hall	Lee
Arrington	Cooper	Hill	Thach
Bell	Ellis	Kline	Wallace

—11.

Nays:

Messrs.:	Denson	Higgins	Key
Brown	Easterly	Holmes	Lee
Bulger	Elrod	Jones	McCain
Burns	Hartwell		

—13.

And the motion made by Mr. Kline prevailed, and said bill was taken from the adverse calendar and referred to the Standing Committee on Finance and Taxation.

RESOLUTIONS.

Mr. Jones offered the following resolution, to wit:

S. R. 123. Be it resolved by the Senate, that on all roll calls for an "aye" and "nay" vote after completing the roll call the clerk shall repeat the roll call of those senators not recorded as voting on the first roll call before a final announcement of the vote is declared.

Which was read at length and referred to the Standing Committee on Rules.

PERSONAL PRIVILEGE.

Mr. Jones offered the following and moved that same be spread upon the Journal, which prevailed, to wit:

"I desire that the Journal of the 28th legislative day, reporting the vote on Senate Bill 642, be corrected. The record shows me not voting, when in fact I did vote 'aye' on said bill.

G. E. Jones."

REPORT FROM COMMITTEE ON ENROLLED BILLS.

Mr. President:

Your Standing Committee on Enrolled Bills beg leave to report that said committee, in session, have compared the following enrolled bill with the engrossed and original bills, respectively, and find same correctly enrolled, to wit:

S. 537. An act to provide a circuit court in every county in the State and for the consolidation of the chancery court and all other courts of record having the jurisdiction of the chancery court or circuit court or either of them into the circuit court, and to remove all pending causes and records into the circuit court, and to provide and regulate the proceedings therein.

C. H. Miller,
Chairman.

SIGNING OF BILL.

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after its title had been publicly read at length by the secretary of the Senate, signed the following bill:

S. 537. An act to provide a circuit court in every county in the State and for the consolidation of the chancery court and all other courts of record having the jurisdiction of the chancery court or circuit court or either of them into the circuit court, and to remove all pending causes and records into the circuit court, and to provide and regulate the proceedings therein.

BILLS ON THIRD READING.

The bill:

S. 171. To amend article 31, chapter 41, of the Code of Alabama, 1907.

Was taken up.

Mr. Pride offered the following amendment to said, bill, to wit:

Amend by making section one read as follows:

"1. That the sum of \$134,000 shall be appropriated annually for the purpose of aiding in the erection, repair and equipment of rural school houses in this State, from any funds in the State treasury not otherwise expended; provided, further, that not more than \$2,000 of this annual appropriation shall be used or paid out in any one county of this State in one fiscal year except the funds arising from unexpended balances as hereinafter provided."

Which was adopted.

Yeas, 27; nays, 2.

Yeas:

Messrs.:	Ellis	Holmes	Lusk
Arrington	Elrod	Jones	Milner
Brown	Green	Judge	McCain
Bulger	Hall	Key	Price
Burns	Hartwell	Kline	Pride
Cooper	Higgins	Lee	Thach
Easterly	Hill	Lewis	Wallace

—27.

Nays: Messrs. Bonner and Denson.—2.

Mr. Pride also offered the following amendment to said bill, to wit:

"Amend by adding after the enacting clause the following words: 'That article thirty-one (31) of chapter forty-one (41) of the Code of Alabama of 1907 be and the same is hereby amended so as to read as follows:'"

Which was adopted.

Yeas, 27; nays, 0.

Yeas:

Messrs.:	Ellis	Holmes	Lusk
Arrington	Green	Jones	Milner
Brown	Hall	Judge	McCain
Bulger	Hartwell	Key	Price
Burns	Higgins	Kline	Pride
Cooper	Hill	Lee	Thach
Easterly	Hollis	Lewis	Wallace

—27

Nays, 0.

Mr. Burns offered the following amendment to said bill, to wit:

“Amend line one, section two, after the word ‘community,’ as follows: ‘Or any incorporated town in this State whose population does not exceed 800, according to the Federal census.’”

Which was adopted.

Yeas, 17; nays, 10.

Yeas:

Messrs.:	Ellis	Hill	Kline
Bell	Elrod	Hollis	Lusk
Burns	Green	Holmes	McCain
Denson	Hall	Jones	Wallace
Easterly	Hartwell		

—17.

Nays:

Messrs.:	Higgins	Lee	Price
Bonner	Judge	Lewis	Thach
Bulger	Key	Milner	

—10.

Mr. Elrod offered the following amendment to said bill, to wit:

“That the provisions of this bill shall apply to all incorporated towns of less than two thousand inhabitants.”

Which, on motion of Mr. Lee, was laid upon the table.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 27; nays, 1.

Yeas:			
Messrs.:	Ellis	Holmes	Lusk
Arrington	Elrod	Jones	Milner
Brown	Green	Judge	McCain
Bulger	Hall	Key	Price
Burns	Hartwell	Kline	Pride
Cooper	Higgins	Lee	Thach
Easterly	Hill	Lewis	Wallace

—27.

Nay: Mr. Bonner.—1.

The bill:

S. 192. To create a department of insurance for the State of Alabama; defining the duties and powers of such department; providing for the necessary officers for such department, defining their duties and powers; and vesting such officers with all the authority now exercised by any other officers pertaining to the insurance business in this State, thereby relieving such other officers of all duties and responsibilities relating or pertaining to the insurance business in the State of Alabama.

Was taken up.

The following amendment offered by the Committee on Banking and Insurance, to wit:

1. Amend the bill by adding after the words "by the Governor," where they occur in section 2, the words: "By and with the consent of the Senate, and shall not be directly nor indirectly interested in any insurance company doing business in the State during his term of office."

2. Amend by adding after the words, "the Governor shall appoint," where they occur in section 2, the words: "As above directed."

3. Amend by striking out the words "on the first day of July," which are the first six words of the second sentence in section 2, and inserting in lieu thereof the words: "During the session of the Legislature of."

4. Amend by striking out the words, "twenty-five thousand," where they occur in section 2, and inserting in lieu thereof the following words: "Fifty thousand."

5. Amend by striking out the words, "three thou-

sand," where they occur in section 2, and inserting in lieu thereof the words: "twenty-five hundred."

6. Amend section 3 by adding at its conclusion the following words: "The deputy commissioners and the clerical assistant shall not during the time they hold such positions, be directly nor indirectly interested in any insurance company doing business in the State."

7. Amend section 8 by striking out all of the words after the words "State treasurer," and insert in lieu thereof the words: "On or before the tenth day of each month."

8. Amend section 10 by striking out all of the words in the third sentence occurring after the words: "Prudent to do so."

Was adopted.

Yeas, 19; nays, 5.

Yeas:

Messrs.:	Ellis	Hollis	Lusk
Bulger	Green	Jones	McCain
Burns	Hall	Judge	Price
Denson	Hartwell	Key	Thach
Easterly	Hill	Kline	Wallace

—19.

Nays:

Messrs.:	Bonner	Lewis	Milner
Arrington	Holmes		

—5.

The Committee on Finance and Taxation offered the following amendment to said bill, to wit:

1. Amend section 11 of the bill by striking out after the word "compensation," in line 8, the words, "to be approved by the Governor;" and by striking out after the word "basis," in line 9, the words, "to be paid by warrant of the State auditor drawn upon the State treasury;" and adding after said word "basis," the following words: "Not exceeding twenty-five dollars per day for such actuary and seven and 50/100 dollars per day for his assistant."

2. Strike out all of the last sentence of section 11 and insert in lieu thereof the following words: "Hotel bills and railroad fare actually incurred in connection

with such examination shall be paid by such insurance company so examined and audited, provided such examination shall not exceed ten days at any one time."

Which was adopted.

Yeas, 16; nays, 8.

Yeas:

Messrs.:	Green	Key	McCain	
Burns	Hartwell	Kline	Price	
Cooper	Jones	Lee	Thach	
Denson	Judge	Lusk	Wallace	
Easterly				—16.

Nays:

Messrs.:	Elrod	Hill	Lewis	
Bonner	Hall	Holmes	Milner	
Bulger				—8.

Mr. Judge moved that the vote by which the bill was ordered to a third reading be re-considered, which motion was lost.

And said bill, as thus amended, was read a third time at length and lost.

Yeas, 13; nays, 15.

Yeas:

Messrs.:	Green	Judge	Price	
Burns	Hartwell	Kline	Thach	
Easterly	Higgins	McCain	Wallace	
Ellis	Jones			—13.

Nays:

Messrs.:	Brown	Faulk	Key	
Arrington	Bulger	Hall	Lewis	
Bell	Cooper	Hill	Lusk	
Bonner	Elrod	Holmes	Milner	—15.

S. 494. To prescribe the qualifications of jurors and regulate the selection, drawing and summoning of jurors; to prescribe the qualifications of, and provide for the appointment of jury commissioners and clerks of

commissions and to regulate the empanelling of grand and petit juries in all of the courts of this State.

Was taken up.

The following amendment offered by the Committee on Judiciary, to wit:

Amend section 2 by adding after "commissioners," at the end of line 4, "or boards of revenue."

Amend section 3 by adding to first paragraph after words "county," in last line, "or practicing attorney."

Amend section 5 by adding after word "probate," in line 12, the words "or president of board of revenue or like court."

Amend section 8, 9th line from the bottom of the section, after the word "every," insert "qualified elector and every."

Was adopted.

Yeas, 25; nays, 0.

Yeas:

Messrs.:	Denson	Hollis	Lusk
Arrington	Easterly	Holmes	Milner
Bell	Ellis	Judge	McCain
Bonner	Faulk	Key	Pride
Bulger	Hartwell	Kline	Wallace
Burns	Higgins	Lewis	Winkler
Cooper	Hill		

—25.

Nays, 0.

The following amendment offered by the Committee on the Judiciary, to wit:

Insert after "duty," line 2, section 9, the words, "and their names shall not be put in the jury box."

And by adding after last word of section 9, "the judge shall examine jurors and ascertain if any persons summoned as jurors are exempt he must excuse them at once."

Was taken up.

Pending the consideration of which—

RECESS.

At 1:05 P. M., on motion of Mr. Holmes, the Senate took a recess until three o'clock this afternoon.

AFTERNOON SESSION.

THIRTIETH DAY.

Tuesday, August 10, 1915.

The Senate re-assembled at 3 o'clock P. M.

ROLL CALL.

On a call of the roll 25 senators answered to their names, a quorum of the Senate.

UNFINISHED BUSINESS.

The Senate proceeded to consider the unfinished business of the morning session, which was the second amendment offered by the Judiciary Committee to Senate Bill 494.

Mr. Hill moved that said bill, S. 494, with all attached and pending amendment, be re-committed to the Standing Committee on Judiciary, which motion prevailed, and said bill, with amendment, was re-referred to the Standing Committee on Judiciary.

INTRODUCTION OF BILLS.

Upon a call of the districts, bills were introduced, severally read one time, and referred to appropriate standing committees, as follows:

By Mr. Hill:

S. 790. For the relief of Mercantile Paper Company, Montgomery Light and Water Power Company, Western Union Telegraph Company, Majors Construction Company, Alabama Machinery & Supply Company, Southern Typewriter Exchange, The Montgomery Fair, Davant Typewriter Company, L. C. Smith Brothers Typewriter Company, Remington Typewriter Company.

Committee on Finance and Taxation.

By Mr. Hill:

S. 791. To amend subdivision 7 of section 5987 of the Code of Alabama.

Committee on Judiciary.

By Mr. Bulger:

S. 792. To amend section 3 of an act entitled an act regulating administrations of estates in the chancery courts and courts of like jurisdiction in this State, approved on the 21st day of April, 1911.

Committee on Revision of Laws.

By Mr. Judge:

S. 793. To fix the compensation of the judges and circuit solicitors in judicial circuits composed of only one county having a population of one hundred and fifty (150,000) thousand or more according to the last or any subsequent Federal census.

Committee on Judiciary.

MESSAGE FROM THE HOUSE.

Mr. President:

The Speaker of the House having signed the following House bill, your signature thereto is requested:

H. 678. An act to amend section 2044 of Code of 1907 of Alabama.

W. F. Herbert,
Clerk.

SIGNING OF BILL.

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after its title had been publicly read at length by the secretary of the Senate, signed the following bill:

H. 678. An act to amend section 2044 of Code of 1907 of Alabama.

REPORT FROM COMMITTEE ON ENROLLED BILLS.

Mr. President:

Your Standing Committee on Enrolled Bills beg leave to report, that said committee, in session, have compared the following enrolled bills with the engrossed and original bills, respectively, and find same correctly enrolled, to wit:

S. 129. An act to provide for a county board of education, to prescribe the method of election of the members thereof, to define the powers and duties of the board, and to require the boards of education in incorporated cities and towns to make an enumeration of children of school age.

S. 170. An act to require private, denominational, and parochial schools to make school reports.

C. H. Miller,
Chairman.

SIGNING OF BILLS.

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the secretary of the Senate, signed the following bills:

S. 129. An act to provide for a county board of education, to prescribe the method of election of the members thereof, to define the powers and duties of the board, and to require the boards of education in incorporated cities and towns to make an enumeration of children of school age.

S. 170. An act to require private, denominational, and parochial schools to make school reports.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bills:

H. 1222. To appropriate the sum of one hundred thousand dollars annually, or so much thereof as may be necessary, to be used by the Governor in and about the payment of interest on State warrants, payment of which may be delayed on account of the lack of funds in the State treasury.

Also,

H. 1326. To provide for the payment of the railroad fare and other necessary expenses of the Recess Joint Judiciary Committee.

And sends same herewith to the Senate without engrossment.

W. F. Herbert,
Clerk.

HOUSE MESSAGES.

The House bills in the foregoing House message were severally read once and referred to appropriate standing committees, as follows:

H. 1222, 1326. To the Committee on Finance and Taxation.

RESOLUTIONS.

Mr. Hartwell offered the following Senate joint resolution:

S. J. R. 124. Be it resolved by the Senate, the House concurring, that when the two houses adjourn today, it be to re-convene on Saturday, August 14th, 1915.

Which was, on motion of Mr. Lusk under a suspension of the rules, adopted by the Senate.

BILLS ON THIRD READING.

The bill:

S. 489. To re-establish the county courts which are provided for in article three (3) of chapter one hundred and ninety-eight (198) of the Code of Alabama in all counties wherein the same have heretofore been abolished, except in counties having a population of seventy-five thousand (75,000) or more according to the last preceding Federal census, and to define the power, jurisdiction and duty of all the county courts which are hereby re-established and of all the county courts which are provided for by article three (3) of chapter one hundred and ninety-eight (198) of the Code of Alabama, and to prescribe the manner in which prosecutions for misdemeanors shall be begun, tried and determined therein and appeals taken therefrom, and to transfer all indictments pending in any county court to the circuit court of the county where found for trial therein, and to repeal all laws, whether local, general or special, in conflict with the provisions of this act.

Was taken up.

The following amendment offered by the Committee on Judiciary, to wit:

Amend by adding after last line of section 2 of the bill these words: "Provided, that in counties wherein circuit courts are held in two places for the trial of criminal cases the county court shall be held at the same places, at the county site on the first Monday in each month and at the other place on the second Monday in each month."

Was adopted.

Yeas, 28; nays, 0.

Yeas:

Messrs.:	Ellis	Holmes	Lusk
Arrington	Elrod	Jones	Miller
Bell	Faulk	Judge	Milner
Bonner	Hall	Key	Pride
Bulger	Higgins	Kline	Thach
Burns	Hill	Lee	Wallace
Cooper	Hollis	Lewis	Weathers
Easterly			—28.

Nays, 0.

Mr. Lewis offered the following amendment to said bill, to wit:

5½. That the clerk of the circuit court shall be ex-officio clerk of the county court, and shall receive for his services therein the same fees as are now, or may be hereafter, provided by law for the same services in the circuit court, to be taxed as cost in each case.

Which was, upon motion of Mr. Lusk, laid upon the table.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 26; nays, 0.

Yeas:

Messrs.:	Cooper	Higgins	Kline
Bonner	Denson	Hill	Lee
Brown	Easterly	Hollis	Lewis
Bulger	Ellis	Judge	Lusk
Burns	Hartwell	Key	Miller

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Milner	Price	Thach	Weathers
McCain	Pride	Wallace	—26.

Nays, 0.

The bill:

S. 490. To further regulate the practice in county courts.

Was read a third time at length and passed.

Yeas, 29; nays, 0.

Yeas:

Messrs.:	Ellis	Judge	Milner
Arrington	Elrod	Key	McCain
Bonner	Green	Kline	Price
Brown	Hall	Lee	Pride
Bulger	Hartwell	Lewis	Thach
Burns	Higgins	Lusk	Wallace
Cooper	Hollis	Miller	Weathers
Denson	Holmes		—29.

Nays, 0.

The bill:

S. 491. To amend section 2987 of the Code of Alabama.

Was taken up.

The Judiciary Committee offered the following amendment to said bill, to wit:

“Amend by striking from the bill the words: ‘Or referee in bankruptcy.’”

Which was adopted.

Yeas, 25; nays, 0.

Yeas:

Messrs.:	Easterly	Judge	Miller
Bell	Ellis	Key	Milner
Bonner	Higgins	Kline	Pride
Brown	Hill	Lee	Thach
Bulger	Hollis	Lewis	Wallace
Burns	Holmes	Lusk	Weathers
Cooper	Jones		—25.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 24; nays, 1.

Yeas:

Messrs.:	Easterly	Hill	Lusk
Bell	Ellis	Hollis	Milner
Bonner	Elrod	Holmes	Pride
Brown	Green	Jones	Thach
Bulger	Hall	Key	Wallace
Burns	Higgins	Kline	Weathers
Cooper			—24.

Nay: Mr. Lewis.—1.

The bill:

S. 492. To provide for taking testimony orally in open court in equity cases.

Was taken up.

The following substitute offered by the Judiciary Committee, to wit:

A Bill to be Entitled
AN ACT

To provide for taking testimony orally in open court in equity cases.

Be it enacted by the Legislature of Alabama:

1. That in all cases in equity the judge or chancellor before whom the case is pending may at any time before final decree cause any or all of the witnesses to be examined orally before him in open court.

2. In all cases where a witness is examined orally in open court under the provisions of this act the chancellor or judge trying the case must require the court reporter, or some other competent stenographer, to take down the testimony, as delivered, and such judge or chancellor may require such testimony to be transcribed in typewriting and certified to by the stenographer and file the same in the cause.

Mr. Lee moved to lay said substitute on the table, which motion was lost, and said substitute was then adopted.

Yeas, 21; nays, 7.

Yeas:

Messrs.:	Ellis	Key	Pride
Bell	Elrod	Kline	Thach
Burns	Higgins	Lewis	Wallace
Cooper	Hill	Lusk	Weathers
Denson	Hollis	Milner	Winkler
Easterly	Judge		

—21.

Nays:

Messrs.:	Brown	Faulk	Lee
Bonner	Bulger	Green	Pride

—7.

Mr. Lee moved that said bill and substitute be indefinitely postponed.

Mr. Winkler moved to lay the motion made by Mr. Lee on the table, which motion prevailed.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 23; nays, 5.

Yeas:

Messrs.:	Cooper	Hill	Miller
Arrington	Denson	Hollis	Milner
Bell	Easterly	Holmes	Pride
Brown	Ellis	Key	Thach
Bulger	Faulk	Kline	Wallace
Burns	Higgins	Lusk	Weathers

—23.

Nays:

Messrs.:	Elrod	Lee	Winkler
Bonner	Judge		

—5.

The bill:

S. 500. To regulate and prescribe the manner of giving notice of any and all proceedings in the courts to non-residents of the State and county in which proceedings are pending.

Was taken up, ordered engrossed, and read a third time.

Mr. Milner moved that the vote by which this bill was ordered engrossed and read a third time be reconsidered, which motion prevailed.

Mr. Thach offered the following amendment to said bill, to wit:

Amend the bill by adding in section 4 after the words "is pending shall," the following, "send by registered."

Which was adopted.

Yeas, 27; nays, 0.

Yeas:

Messrs.:	Ellis	Hill	Miller
Arrington	Elrod	Hollis	Milner
Bonner	Faulk	Holmes	Price
Bulger	Green	Judge	Pride
Cooper	Hall	Key	Thach
Denson	Hartwell	Kline	Wallace
Easterly	Higgins	Lusk	Weathers

—27.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 26; nays, 0.

Yeas:

Messrs.:	Easterly	Holmes	Milner
Arrington	Ellis	Judge	Pride
Bell	Elrod	Key	Pride
Bonner	Green	Kline	Thach
Bulger	Hall	Lee	Wallace
Cooper	Higgins	Lusk	Weathers
Denson	Hollis	Miller	

—26.

Nays, 0.

S. 528. To amend sections 5957, 5959, and 5960 of the Code and repeal section 5958 of the Code.

Was taken up.

The following amendment offered by the Committee on Judiciary, to wit:

Amend by inserting after the words "Supreme Court," where they appear, the words "Court of Ap-

peals," where they do not appear, and by striking out of section two the following words: "After ten days' notice has been given by the clerk of the Supreme Court to the appellant and appellee or their attorneys that the transcript has been filed."

Which was, upon motion of Mr. Lusk, laid upon the table.

Mr. Milner offered the following amendments to said bill, to wit:

Amend the bill by striking out section two.

Amend the bill by striking out section three and inserting in lieu thereof the following:

That section 5960 of the Code be amended so as to read as follows: "During the sitting of the court, civil and criminal cases at issue may be submitted at any time without oral argument by consent of the parties upon ten days' notice to the opposite party or his counsel of record, which notice shall specify the date upon which the case is to be submitted, either party may submit such civil or criminal cases with or without oral argument, as the court may deem best. Said notice is to be given by the party desiring the submission and evidence of same produced in court at the time of the submission."

Amend the bill by striking out section four.

Which was adopted.

Yeas, 29; nays, 0.

Yeas:

Messrs.:	Ellis	Jones	Miller
Arrington	Elrod	Judge	Milner
Bell	Faulk	Key	Price
Bonner	Green	Kline	Thach
Brown	Hall	Lee	Wallace
Bulger	Higgins	Lewis	Weathers
Burns	Hill	Lusk	Winkler
Cooper	Holmes		

—29.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 25; nays, 0.

Yeas:

Messrs.:	Cooper	Hollis	Lusk
Arrington	Easterly	Jones	Miller
Bell	Ellis	Judge	Milner
Bonner	Elrod	Key	Thach
Brown	Faulk	Kline	Weathers
Bulger	Green	Lee	Winkler
Burns	Higgins		

—25.

Nays, 0.

The bill:

S. 501. To further prescribe and regulate the right and manner of taking appeals in civil and criminal cases and their submission in the Supreme Court and Court of Appeals.

Was taken up.

The following amendment offered by the Committee on Judiciary, to wit:

Amend by adding to the end of section two (2): "He shall in making the transcript make a copy thereof for the appellee and deliver it to him or his attorney, and for the transcript he shall have ten (10) cents for each one hundred words and for the copy five (5) cents for each one hundred words, both of which shall be taxed costs against the unsuccessful party in the appeal."

Which was adopted.

Yeas, 26; nays, 0.

Yeas:

Messrs.:	Ellis	Key	Price
Arrington	Elrod	Kline	Pride
Bell	Green	Lewis	Thach
Brown	Hall	Lusk	Wallace
Bulger	Hill	Miller	Weathers
Burns	Holmes	Milner	Winkler
Cooper	Judge	McCain	

—26.

Nays, 0.

Mr. Milner offered the following amendment to said bill, to wit:

Amend the bill by striking out sections five, eight, and nine.

Which was adopted.

Yeas, 27; nays, 0.

Yeas:

Messrs.:	Cooper	Judge	McCain
Arrington	Ellis	Key	Price
Bell	Elrod	Kline	Pride
Bonner	Green	Lewis	Thach
Brown	Higgins	Lusk	Wallace
Bulger	Hill	Miller	Weathers
Burns	Holmes	Milner	Winkler

—27.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 25; nays, 0.

Yeas:

Messrs.:	Cooper	Holmes	Milner
Arrington	Easterly	Judge	Price
Bell	Ellis	Key	Pride
Bonner	Elrod	Kline	Thach
Brown	Faulk	Lusk	Weathers
Bulger	Green	Miller	Winkler
Burns	Hill		

—25.

Nays, 0.

The bill:

S. 502. To amend section 3227 of the Code.

Was taken up.

The following amendment offered by the Committee on Judiciary, to wit:

Amend by adding after last word of bill: "Provided that the Supreme Court shall not have authority to change, alter or modify any act of the Legislature."

Was adopted.

Yeas, 23; nays, 0.

Yeas:

Messrs.:	Cooper	Higgins	Milner
Arrington	Denson	Hill	Price
Bell	Ellis	Holmes	Pride
Bonner	Elrod	Key	Wallace
Bulger	Faulk	Kline	Weathers
Burns	Green	Lusk	Winkler

—23.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 24; nays, 0.

Yeas:

Messrs.:	Easterly	Holmes	Milner
Arrington	Ellis	Judge	Price
Bell	Elrod	Key	Pride
Brown	Faulk	Kline	Wallace
Bulger	Green	Lewis	Weathers
Burns	Higgins	Lusk	Winkler
Denson			

—24.

Nays, 0.

The bill:

S. 503. To amend sections 5997, 5998, 5999 and 6006 of the Code of Alabama.

Was taken up.

The following amendment offered by the Committee on Judiciary, to wit:

Amend by making "fifteen," in section five (5), read ten (10), and after the word "paid" insert "by him," and by striking out all of section five (5) after the words "State treasury."

Was adopted.

Yeas, 22; nays, 0.

Yeas:

Messrs.:	Brown	Easterly	Faulk
Arrington	Bulger	Ellis	Green
Bell	Burns	Elrod	Hall

Higgins	Key	Milner	Wallace
Holmes	Kline	Price	Weathers
Judge	Lusk	Pride	—22.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 25; nays, 0.

Yeas:			
Messrs.:	Easterly	Hill	Price
Bell	Ellis	Judge	Pride
Bonner	Elrod	Key	Thach
Brown	Faulk	Kline	Wallace
Bulger	Green	Lusk	Weathers
Burns	Hall	Milner	Winkler
Cooper	Higgins		—25

Nays, 0.

The bill:

S. 504. To require a certified copy of each opinion rendered by the Supreme Court and by the Court of Appeals of Alabama to be promptly sent to the clerk of the court from which the case was appealed.

Was taken up.

Mr. Judge offered the following amendment to said bill, to wit:

Amend Senate Bill 504 as follows: "Section 2. That within five days after the rendition of such opinion the clerk shall also notify by mail the attorney of record in the cause of such opinion and whether the cause was affirmed or reversed."

Mr. Lusk moved to lay said amendment upon the table, which was lost.

And the amendment offered by Mr. Judge was then adopted.

Yeas, 17; nays, 3.

Yeas:			
Messrs.:	Denson	Green	Hill
Bulger	Elrod	Hall	Holmes

Judge	Lee	Thach	Weathers
Key	Lewis	Wallace	Winkler
Kline	Price		—17.

Nays:			
Messrs.:	Burns	Ellis	Lusk
			—3.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 27; nays, 0.

Yeas:			
Messrs.:	Denson	Higgins	Miller
Bell	Easterly	Holmes	Price
Bonner	Ellis	Judge	Pride
Brown	Elrod	Key	Thach
Bulger	Faulk	Kline	Wallace
Burns	Green	Lewis	Weathers
Cooper	Hall	Lusk	Winkler
			—27.

Nays, 0.

The bill:

S. 505. To require all the fees allowed by sections 6655 and 6656 of the Code, in the county court to be paid into the county treasury; to provide a fund out of which the salaries of the judges of the county court shall be paid, and to fix the amount of such salaries.

Was taken up.

The following amendment offered by the Committee on Judiciary, to wit:

Amend by adding after the last word of section two (2) these words: "The population to be determined by the last Federal census, preceding the time of the payment of fees."

Was adopted.

Yeas, 20; nays, 0.

Yeas:			
Messrs.:	Cooper	Elrod	Higgins
Bulger	Denson	Faulk	Hill
Burns	Ellis	Hall	Judge

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Kline	Price	Thach	Weathers
Lusk	Pride	Wallace	Winkler
Miller			—20.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 19; nays, 1.

Yeas:

Messrs.:	Denson	Judge	Price
Bell	Ellis	Key	Pride
Brown	Elrod	Kline	Thach
Bulger	Hall	Lee	Wallace
Burns	Hill	Lusk	Weathers
			—19.

Nay: Mr. Winkler.—1.

The bill:

S. 507. To prescribe the notice, time and procedure for holding elections on proposed amendments to the Constitution.

Was read a third time at length and passed.

Yeas, 25; nays, 0.

Yeas:

Messrs.:	Elrod	Judge	Price
Bell	Faulk	Key	Pride
Brown	Green	Kline	Thach
Burns	Hall	Lusk	Wallace
Cooper	Hartwell	Miller	Weathers
Denson	Higgins	McCain	Winkler
Ellis	Hill		—25.

Nays, 0.

The bill:

S. 508. To amend section 3115 of the Code.

Was read a third time at length and passed.

Yeas, 24; nays, 0.

Yeas:
 Messrs.: Ellis Holmes Miller
 Bell Elrod Judge McCain
 Brown Faulk Key Price
 Bulger Hartwell Kline Wallace
 Burns Higgins Lee Weathers
 Denson Hill Lusk Winkler
 Easterly —24.

Nays, 0.

S. 509. To regulate amendments to bills and answers in equity cases.

Was read a third time at length and passed.

Yeas, 28; nays, 0.

Yeas:
 Messrs.: Easterly Hill McCain
 Bell Ellis Holmes Price
 Bonner Elrod Key Pride
 Brown Faulk Kline Thach
 Bulger Green Lee Wallace
 Burns Hartwell Lusk Weathers
 Cooper Higgins Miller Winkler
 Denson —28.

Nays, 0.

The bill:

S. 510. To amend section 3164 of the Code, as amended by an act approved April 21, 1911.

Was read a third time at length and passed.

Yeas, 26; nays, 0.

Yeas:
 Messrs.: Ellis Holmes Price
 Bonner Elrod Key Pride
 Brown Faulk Kline Thach
 Bulger Green Lee Wallace
 Burns Hartwell Lusk Weathers
 Cooper Higgins Miller Winkler
 Easterly Hill McCain —26.

Nays, 0.

The bill :

S. 526. To repeal section 6718 of the Code on the subject of "Proceedings in the County Courts."

Was read a third time at length and passed.

Yeas, 23; nays, 2.

Yeas :

Messrs.:	Easterly	Hill	Lusk
Bell	Ellis	Holmes	Miller
Bonner	Elrod	Judge	McCain
Bulger	Green	Key	Price
Burns	Hartwell	Kline	Thach
Cooper	Higgins	Lee	Weathers

—23.

Nays: Messrs. Faulk and Winkler.—2.

INDEFINITE POSTPONEMENT OF BILL.

S. 527. To prohibit justices of the peace and notaries public with powers of justices of the peace from issuing garnishments.

Was taken up.

Mr. Key offered the following amendment to said bill, to wit:

"Provided, this does not apply to suits on judgments containing waiver or waive notes."

Mr. Kline moved to table the amendment offered by Mr. Key, which motion was lost.

Mr. Elrod moved to indefinitely postpone the bill and amendment, which motion prevailed, and said bill and amendment were indefinitely postponed by the Senate.

BILL RECOMMITTED.

On motion of Mr. Wallace:

S. 554. To regulate review of cases decided in Court of Appeals by Supreme Court.

With amendments thereto, was re-committed to the Standing Committee on Judiciary.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has concurred in and adopted S. J. R. 124, relative to adjournment of two houses until Saturday, August 14, 1915.

And returns same herewith to the Senate.

W. F. Herbert,
Clerk.

ADJOURNMENT.

At 6:10 o'clock P. M., on motion of Mr. Miller, and in pursuance of S. J. R. 124, the Senate adjourned until Saturday, August 14, 1915.

THIRTY-FIRST DAY.

Saturday, August 14th, 1915.

The Senate met pursuant to adjournment, Lieutenant-Governor Kilby presiding.

PRAYER.

By Rev. Mr. Phippen of Eutaw.

ROLL CALL.

Present:

Messrs.:	Easterly	Hollis	Miller
Arrington	Ellis	Holmes	Milner
Bell	Elrod	Jones	McCain
Bonner	Faulk	Judge	Price
Brown	Green	Key	Pride
Bulger	Hall	Kline	Thach
Burns	Hartwell	Lee	Wallace
Cooper	Higgins	Lewis	Weathers
Denson	Hill	Lusk	Winkler

—35.

JOURNAL.

On motion of Mr. Kline, the reading of the Journal of yesterday was dispensed with, and the same was approved by the Senate.

INTRODUCTION OF BILLS.

Upon a call of districts, bills were introduced, severally read one time and referred to appropriate standing committees as follows:

By Mr. Pride:

S. 794. To amend section 7628 of the Code.

Committee on Judiciary.

By Mr. Pride:

S. 795. To amend an act entitled an act to provide for the construction, repairing, working and maintaining of the public roads and bridges in Madison county, Alabama, and to provide penalties for the violation thereof. Approved March 20th, 1911.

• Committee on Local Legislation.

With notice and proof thereto attached and herewith exhibited as follows:

Notice is hereby given that a bill will be introduced in the Legislature of Alabama, when it reconvenes July 1915, to amend an act entitled an act "to provide for the construction, repairing, working, and maintaining of the public roads and bridges of Madison county, Alabama, and to provide penalties for the violation thereof," approved March 20th, 1911, substantially as follows:

Be it enacted by the Legislature of Alabama:

That the caption of said act as amended shall read as follows:

To provide for the construction, repairing, working and maintaining of the public roads, bridges, buildings or property of Madison county, and to provide penalties for the violation thereof, and to provide for the working of convicts on said roads, bridges, buildings or property.

That section 3 shall be amended so as to read as follows, to wit:

Sec. 3. That the supervisor of public roads shall receive a salary for each year's service of not less than \$2,000.00 nor more than \$2,400.00, to be determined within said limit by the commissioners court and to be paid to him in monthly installments at the end of each

month by warrant to be drawn by the judge of probate on the road fund of the county.

That section 4 shall be amended so as to read as follows:

Sec. 4. That said supervisor shall have control and supervision of all the public roads of said county as to the manner of working, repairing and maintaining the same and to changes of old roads, and establishing of new roads when ordered established by the commissioners court, and of the execution of any contract that may be made for the working and repairing of roads, or of repairing and building bridges, culverts, or causeways, and shall have control and management of all convicts when working under the provisions of section 30 hereof, and shall have the power to appoint or discharge necessary overseers and guards for the proper management and supervision of said convicts, and shall supervise the purchase of food, clothing, and other necessities, and shall also have control and management of the county's teams and road building equipment, and of the appointment and discharging of bosses and overseers of said teams and equipment; provided that at all times the said supervisor shall be under the direction and control of the commissioners court of said county.

That sections 5 and 6 be repealed and that the following section be in lieu thereof:

Sec. 5. The road supervisor shall divide the public roads of each precinct into sections of such length as he may determine and shall appoint one or more overseers for each precinct, as may be necessary, for a term of two years for the efficient and proper working of and maintenance of the roads in such precinct, and may assign such section or sections to each overseer as may be determined; and to each overseer he shall apportion such road hands for each section, as to the amount and character of work to be done on such section as may be necessary, and he shall deliver a list of road hands to such overseer and keep a duplicate list for filing in his office and to there be ready for reference.

That wherever the word "enumerator" appears in sections 9 and 10, that the word "overseer" be placed in lieu thereof.

That section 11 be and the same is hereby repealed.

That where the word "enumerator" appears in section 12 that the word "supervisor" be placed in lieu thereof.

That section 19 of said act be and the same is hereby repealed.

That section 20 of said act be and the same is hereby amended so as to read as follows:

Sec. 20. That the overseers of the roads appointed under this act shall receive two dollars per day each, during the term they are actually engaged in working said roads; provided, however, that they shall not be exempt from road duty if they are between the ages of twenty-one and forty-five years.

That wherever the word "enumerator" appears in sections 21 and 23 that the same be stricken.

And that the following sections be added to said bill:

Sec. 30. Persons sentenced to hard labor by the courts may be worked upon the public roads, bridges, buildings or property of the county or the same may be hired out to contractors under contracts made by the contractors and the court of county commissioners.

Sec. 31. Any person who has been warned to aid in opening new roads as provided by law, may pay the overseer such sum in lieu of such aid as may be determined by the overseer, provided such payment is made on the day he is warned. Such overseer shall report under oath to the road supervisor the names of those working on the road, the names of those who paid money in lieu of such work and the amount so paid, and an account showing how much money was disbursed.

Jul 1-8-15-22.

State of Alabama, }
Madison County. }

Before me, the undersigned authority in and for said county, in said State, personally appeared R. L. O'Neal, Jr., who, upon oath, says that he is business manager of the Mercury Publishing Company, a corporation,

and authorized as such to make this affidavit, that the said Mercury Publishing Company publishes the Mercury Banner, which is a daily and weekly publication in the city of Huntsville, Madison county, Alabama, and that affiant has personal knowledge of all the facts and the truth of all the statements in this affidavit contained, and affiant further says on oath that the notice, a copy of which is hereto attached, was inserted, published and appeared in said Mercury Banner in said Madison county, Alabama, once a week for four consecutive weeks, namely, in the issues of July 1st, 8th, 15th, and 22nd, 1915.

R. L. O'Neal, Jr.

Sworn to and subscribed before me, this
(Seal.) the 9th day of August, 1915.

Alice Lanier,
Notary Public.

By Mr. Pride:

S. 796. To create a court to be known and called the inferior criminal court of Madison county, to provide that the judge of the inferior court of Huntsville, shall be ex-officio the judge of said court, and the clerk of the circuit court of Madison county, the ex-officio clerk of said court, that the solicitor of said county, if there be one, or the circuit solicitor or his deputy, shall represent the State in said court, that causes be appealed from said court to the Supreme or Appellate Court. Providing that the compensation of judge, clerk and solicitor for the performance of their duties under this act and to regulate the practice and procedure in and jurisdiction of said court, providing that all indictments for misdemeanors found in the circuit, except for violations of liquor laws, shall be transferred to this court.

Committee on Local Legislation.

With notice and proof thereto attached and herewith exhibited as follows:

NOTICE.

Notice is hereby given that application will be made to the Legislature of Alabama, when it reconvenes in

July, 1915, for the passage of a local bill, the provisions of which shall be in substance as follows:

Creating an inferior criminal court for Madison county in lieu of any county court or court of like jurisdiction now or hereafter to be established, which court shall have jurisdiction of all misdemeanors in said county, providing that the judge of the inferior court of Huntsville shall be the judge ex-officio of said court and the clerk of the circuit court of Madison county the clerk ex-officio of said court, that the county solicitor of Madison county, or the circuit solicitor or his deputy shall prosecute in said court, and providing for jury trials in said court, and providing for the transfer of all misdemeanor cases from the circuit court to this court, except prosecutions for the violation of the liquor laws, and providing appeals to Supreme or Appellate court.

State of Alabama, }
Madison County. }

Before me, the undersigned authority in and for said county, in said State, personally appeared R. L. O'Neal, Jr., who, upon oath, says that he is business manager of the Mercury Publishing Company, a corporation, and authorized as such to make this affidavit, that the said Mercury Publishing Company publishes the Mercury Banner, which is a daily and weekly publication in the city of Huntsville, Madison county, Alabama, and that affiant has personal knowledge of all the facts and the truth of all the statements in this affidavit contained, and affiant further says on oath that the notice, a copy of which is hereto attached, was inserted, published and appeared in said Mercury Banner in said Madison county, Alabama, once a week for four consecutive weeks, namely, in the issues of July 1st, 8th, 15th, and 22nd, 1915.

R. L. O'Neal, Jr.

Sworn to and subscribed before me, this
(Seal.) the 9th day of August, 1915.

Alice Lanier,
Notary Public.

By Mr. Lee (by request) :

S. 797. To confer upon the trustees created by an act of 1911, approved April 18, 1911, for the government, regulation and control of the several white normal schools of the State of Alabama, the following additional powers: To acquire and hold the title to real and personal property for the benefit of the several normal schools each respectively; to exercise the right of eminent domain for the benefit of each such normal school respectively; to sell and convey certain property held by the trustees for each such normal school respectively, or by the several normal schools themselves respectively; to borrow money for the benefit of each such school respectively and pledge as security therefor certain property held by the trustees for the benefit of such school for which said money was borrowed or held by such school itself.

Committee on Education.

By Mr. Kline:

S. 798. To provide that a child in one county or school district may attend school in another county or school district, and to authorize boards of education to make appropriations therefor.

Committee on Education.

By Mr. Kline:

S.799. To provide that all members of courts of county commissioners, or boards of revenue of the several counties in this State, shall be liable for all sums of money illegally appropriated by such courts or boards for which they may vote, to require the clerk of the court or board to keep an accurate and detailed vote by the names of members on all votes in which money is appropriated, and to require each member of such court or board to give bond for the faithful performance of their respective duties.

Committee on Judiciary.

By Mr. Bell:

S. 800. To provide a more efficient system for opening, building, changing, constructing and working the public roads of Pickens county. A board of highway commissioners provided for, how provided, vacancies, how filled, organized of such board, duties of the chairman, duties of the secretary and treasurer, itemized accounts

of receipts and disbursements to be published, oath of office and bond to be given, salaries provided for. Impeachment of the members of the board, how done, authority, duties and powers of the board, of laws, rules and regulations concerning the public road commissioners, meetings when and where held, adoption of new laws, rules and regulations concerning the public roads and publications of same provided for. Per capita tax and method of collecting same. May be discharged by working under direction of the board. Misdemeanor to fail to pay such tax or work ten full days, penalties provided for, court of county treasurer may be transferred to the board. All rights, powers, duties, etc., on commissioners' court with reference to public roads, etc., now conferred by the general laws of the State, available and applicable to such board of road commissioners.

Committee on Local Legislation.

With notice and proof thereto attached and herewith exhibited as follows:

AN ACT

To provide a more efficient system for opening, building, changing, constructing and working the public roads of Pickens county. A board of highway commissioners provided for, how provided, vacancies, how filled, organization of such board, duties of the chairman, duties of the secretary and treasurer, itemized accounts of receipts and disbursements to be published, oath of office and bond to be given, salaries provided for. Impeachment of the members of the board, how done, authority, duties and powers of the board of laws, rules and regulations concerning the public road commissioners; meetings, when and where held; adoption of new laws, rules and regulations concerning the public roads and publication of same provided for. Per capita tax and method of collecting same. May be discharged by working under direction of the board. Misdemeanor to fail to pay such tax or work ten full days, penalties provided for, court of county treasurer may be transferred to the board. All rights, powers, duties, etc., on commissioners court with reference to public

roads, etc., now conferred by the general laws of the State, available and applicable to such board of road commissioners.

Section 1. Be it enacted by the Legislature of Alabama, that there be and is hereby created a highway commission for Pickens county to consist of S. J. Sparkman, whose term of office shall be four years and till his successor is appointed and qualified; Chas. R. Horton, whose term of office shall be two years and till his successor is appointed and qualified; and the probate judge of Pickens county, who shall be ex-officio chairman of such board. Said board shall assume the duties of their respective offices within thirty days after the approval of this act.

Sec. 2. That in the event one or both of the commissioners should fail to qualify within the specified time, or in case of a vacancy on such board caused by death, resignation or removal of any member of such board, it shall be and is hereby made the duty of the Governor to fill such vacancies by the appointment of some suitable and competent person to fill the unexpired term.

And at the expiration of the two years and every two years hereafter it is hereby made the duty of the Governor to appoint one highway commissioner for Pickens county, whose term of office shall be four years and until his successor is appointed and qualified.

Sec. 3. That it shall be and is hereby made the duty of the probate judge of said county, within thirty days after the approval of this act, to call a meeting of such board for the purpose of organization.

Sec. 4. Such board shall elect one of their members as secretary and treasurer, or they may elect a competent, practical road engineer upon whom they may place the duties of secretary in addition to such other duties as the highway commission may prescribe for him.

Sec. 5. That it shall be the duty of the probate judge as chairman of such board to preside over the meetings thereof, to call such special meetings when in his judgment occasion or necessity requires, and in case of a tie to cast the deciding vote on any matter under consideration by such board, and to perform such other duties as may be determined by the board.

Sec. 6. That it shall be the duty of the secretary and treasurer of such board to attend the meetings thereof, to keep in a well-bound book a record of the proceedings of such regular or special meetings of such board, to conduct the correspondence of such board, to receive and keep a correct account of the receipts and disbursements of the funds arising from taxation and otherwise and coming into the hands of the board and to pay the same out in the manner hereinafter provided, that the books of the board so to be kept shall be at all reasonable hours open to the inspection of the public and subject to examination by the State accountants.

Sec. 7. That it is hereby made the duty of the secretary and treasurer of such board, semi-annually on the first day of July and January of each year to publish in some newspaper published in the county or to post at the voting places in each precinct in said county an itemized account of the receipts and expenditures of such board for the preceding six months.

Sec. 8. That before entering upon the duties of their respective offices, the members of such board shall take and prescribe the oaths prescribed by the Constitution of the State to be taken by other county officers.

Sec. 9. That before entering upon the duties of his office the secretary and treasurer of such board, he shall take and subscribe the same oath above provided for the members of such board and shall also make and file in the office of the probate judge of Pickens county a good and sufficient bond payable to the highway commissioners of Pickens county, to be approved by such probate judge and conditioned to faithfully account for all the monies coming into his hands as such secretary and treasurer.

Sec. 10. That said commissioners shall receive salary of four (\$4.00) per day and actual expenses for each and every day they are actually engaged in the duties of their respective offices, but in no case are the members to be paid for more than fifty days in any one year.

Sec. 11. That said highway commissioners, or any one of them, may be impeached and removed from office by proceedings instituted in the circuit court or

court of like jurisdiction of Pickens county, for the following causes, to wit: Wilful neglect of duty; corruption in office, incompetency or intemperance in the use of intoxicating liquors, to such an extent as to unfit such commissioner for the discharge of his or their duties.

Sec. 12. The impeachment proceedings shall be instituted in such circuit court in the name of the State of Alabama, by the solicitor of the judicial circuit or court of like jurisdiction in which the county is located, or by twelve bona fide resident taxpayers of the county or by such solicitors on the report of any grand jury of the county recommending the impeachment of such commissioners or commissioner, and all such proceedings shall be conducted and all processes issued in the name of the State of Alabama.

Sec. 13. That when such impeachment proceedings are commenced by twelve bona fide resident taxpayers of the county, they shall give bond with approved security, payable to the members or member of the board sought to be impeached, conditioned to prosecute the impeachment to effect and failing therein to pay all such cost as may be incurred, which bond shall be taken and approved by the clerk of the circuit court.

Sec. 14. That in any impeachment proceedings instituted, commenced and prosecuted under the provision of law now regulating the institution, commencement and prosecution of impeachment against other officials shall apply so far as the same are applicable.

Sec. 15. That said board of road commissioners of Pickens county shall be and they are hereby invested with exclusive control of the road funds of Pickens county and exclusive superintendence of the public roads and bridges of Pickens county, and may establish new, change and discontinue old roads and bridges in the manner hereinafter provided, and shall improve and maintain such public roads and bridges of Pickens county so as to render travel over the same as safe and convenient as practicable, and to this end they are hereby authorized to establish, promulgate and enforce new rules, regulations and laws not inconsistent with the general laws of the State which may be necessary to

make, improve and maintain a good system of public roads and bridges in Pickens county, provided that said board of highway commissioners shall adopt a uniform system for the county for the building of bridges. That they shall have and are hereby given full and exclusive control of the work of opening, building, changing, repairing, working, etc., of said roads, and to that end shall have authority to employ a practical road engineer whose salary shall not be less than twelve hundred (\$1,200.00) nor more than two thousand (\$2,000.00) dollars per year, and in case such engineer is employed it shall be the duty of the highway commission to define his duties.

Sec. 16. That said highway commission shall have authority to have said work done either by contract to the lowest responsible bidder at public letting, or to have the same done by hired labor or by the use of hard labor convicts of said county or by all such methods as may seem in their judgment to the best interest of the county. They shall have authority to purchase all necessary road machinery, tools, and stock necessary, and from time to time to dispose of same and purchase new or additional machinery, tools, stock, etc.

Sec. 17. That said highway commission shall meet at the courthouse at Carrollton on the first Mondays in January, April, July, and October of each year, and special meetings of such board may be held at any time on the call of the chairman; provided, that at such special meetings no business other than matters pertaining to transacted.

Sec. 18. That all laws, rules, ordinances and regulations made and adopted by the highway commission under the provisions of this act shall be made and adopted at regular meetings of the board as provided for under the terms of this act, and when so made and adopted shall forthwith be spread at length in the minutes of the proceedings of such board and a copy of the same shall be posted by the secretary at the courthouse door for ten days before the same shall be enacted; or it may be published in a county paper; that all such laws, rules, regulations, and ordinances

on their adoption shall be forthwith enrolled in a well bound book to be kept by the secretary of the board; that all male inhabitants of the county over the age of eighteen and under fifty and who are not exempt by the general statutes shall be subject to road duty for ten full days of nine hours each for each year under the direction of the highway commission, provided that no road hand shall be forced to go more than six miles from his place of residence to work on the public road and bridges, and provided further that they may pay in lieu of the ten days' work a per capita tax of five (\$5.00) dollars to the tax collector on or before the first day of February of each year, and if not by February first, he shall be warned out for the full ten days on public road; and after being warned out he may discharge same by paying to the tax collector within three days after being warned the sum of \$5.50; and provided, further, that all persons who are exempt from road duty under general laws of the State are exempt from road duties under the provisions of this act. That all persons who are between the age of forty-five and fifty when this act goes into effect and have become road free shall not be required to work under the provision of this act, but that all men who become forty-five years of age after this act goes into effect shall be subject to road duty till they are fifty years of age. That all per capita tax or an equal amount thereof shall be expended in the beat from which it was collected.

Sec. 19. That it shall be the duty of such board of highway commission to keep an alphabetical list of persons by beats who are subject to such road duty, and to correct such list annually, and to this end may employ such enumerators as they may deem necessary.

Sec. 20. That any person so liable to road duty under the provisions of this act who fails to pay the per capita or refuses to demand to work in lieu thereof the ten full days shall be guilty of a misdemeanor and must, on conviction, be fined not less than ten dollars nor more than twenty dollars and may be sentenced to hard labor for the county for thirty days, such fine to be paid into the road and bridge funds of the county.

Sec. 21. That all automobile license tax paid back to the county by the State shall be placed to the credit of the road and bridge fund of the county.

Sec. 22. That any man subject to road duty and who fails to do satisfactory work under the overseer may be discharged by said overseer and proceeded against as though he refused to work.

Sec. 23. That it be and is hereby made the duty of county commissioners of said county at the time of levying other taxes for county purposes to levy a special tax of one-fourth of one per cent. to be assessed and collected as other taxes are assessed and collected and placed to the credit of the road and bridge funds for the use of said highway commission.

Sec. 24. That whenever there is a surplus in the county treasury of said county to the credit of the general fund of the county, said surplus may be transferred to the road and bridge funds for the use of the highway commission when in the judgment of the court of county commissioners it is to the interest of the county that such transfer be made.

Sec. 25. That the highway commission may apportion such hands as do not pay their per capita tax to any road or roads within six miles of his residence, and shall employ a sufficient number of overseers at a rate not to exceed \$2.00 per day and furnish each overseer with a list of hands who will work under his direction, and in case they have an engineer, it shall be his duty to go over the road with and instruct each overseer and point out the work to be done.

Sec. 26. That all male inhabitants of the county between the ages of twenty-one and sixty-five years are subject to road duty under this act as overseers.

Sec. 27. That any overseer who fails to perform his duty as such under the provisions of this act shall be liable to prosecution and fined on conviction not less than \$10.00 nor more than \$50.00.

Sec. 28. That it shall be the duty of every person, firm or corporation, land owner or agent, employing hands to furnish to the highway commission, their engineer or overseers upon application, a list of all male

hands in their employ or living on their lands, and failing so to do, such person, firm, corporation or land owner shall be guilty of a misdemeanor, and on conviction shall be fined not less than \$10.00 nor more than \$50.00.

Sec. 29. That the funds in the hands of the treasurer of such board shall be by him deposited as fast as received in some bank of good financial standing and shall be subject to check signed "The Highway Commission of Pickens County," by its chairman and attested to by the secretary and treasurer of such board.

Sec. 30. That the highway commission may enter into a contract with a contractor for the construction, repair or maintenance of any road or roads, bridges, and let such contract at public letting to the lowest responsible bidder; and they may require each bidder to put up a certified check; and provided, further, that the highway commission may reject the bid of any contractor who is inexperienced, incompetent, or who is known to have a bad record in the performance of public work.

Sec. 31. That any contractor employed to construct or maintain any road or bridge shall, before entering upon the execution of such work, execute a bond by some surety company, payable to the county of Pickens for twice the amount of the contract price and approved by the highway commission and conditioned upon the faithful performance to the contract and the discharge of his duties thereunder.

Sec. 32. That if any section or part of this act is declared unconstitutional, it shall not affect the other parts or sections thereof.

Sec. 33. That all laws and parts of laws in conflict with the provisions of this act are hereby repealed in so far as they relate to Pickens county.

The State of Alabama, {
Pickens County. }

Before me came Ben I. Rapport, the editor of the Pickens County Herald, a weekly newspaper published at Carrollton, Pickens county, Alabama, who, being duly sworn, says the hereto attached publication has

appeared in said paper for four consecutive weeks, ending July 31st, 1915. .

Ben I. Rapport,
Editor.

Sworn to and subscribed before me, this 9th day of August, 1915.

Jack M. Pratt,
N. P. and Ex-off. J. P.

By Mr. Arrington :

S. 801. To amend section 4 of an act to provide for holding separate terms of the circuit court for Coffee county in the twelfth judicial circuit, at Enterprise, for the following portions of Coffee county, to-wit: Township 3, range 22, township 4, range 22, township 5, range 22, township 3, range 21, township 4, range 21. The east one-half of township 3, range 20. The following sections in township 4, range 20, to-wit: 13, 22, 23, 24, 25, 26, 27, 34, 35, 36; and all that portion of the territory in township 6, range 22, township 7, range 22, township 5, range 21, township 6, range 21, lying south of Pea river, and to regulate the holding of such court, to provide buildings and accommodations therefor, making its jurisdiction within such district exclusive of the jurisdiction it exercises when sitting at Elba in said county of Coffee, defining the powers of the judge and clerk thereof, and regulating the drawing of its grand and petit jurors and providing for the transfer of causes from the circuit court held at Elba to said court held at Enterprise, and from the latter to the former. Approved February 28, 1907.

Committee on Judiciary.

With notice and proof thereto attached and herewith exhibited as follows:

Exhibit "A."

NOTICE.

Notice is hereby given that when the present session of Legislature reconvenes in July, application will be made to have the following bill enacted into law: A bill to be entitled an act to amend section 4 of an act

to provide for holding separate terms of the circuit court for Coffee county in the 12th judicial circuit, at Enterprise for the following portions of Coffee county, to wit: Township 3, range 22, township 4, range 22, township 5, range 22, township 3, range 21, township 4, range 21. The east one-half of township 3, range 20. The following sections in township 4, range 20, to wit: 13, 22, 23, 24, 25, 26, 27, 34, 35, 36; and all that portion of the territory in township 6, range 22, township 7, range 22, township 5, range 21, township 6, range 21, lying south of Pea River, and to regulate the holding of such court, to provide buildings and accommodations therefor, making its jurisdiction within such district exclusive of the jurisdiction it exercises when sitting at Elba, in said county of Coffee, defining the powers of the judge and clerk thereof, and regulating the drawing of its grand and petit jurors, and providing for the transfer of causes from the circuit court held at Elba to said court held at Enterprise, and from the latter to the former. Approved February 28, 1907. Section 1. Be it enacted by the Legislature of Alabama, that section 4 of an act to provide for holding separate terms of the circuit court for Coffee county in the twelfth judicial circuit at Enterprise, for the following portions of Coffee county, to wit: Township 3, range 22, township 4, range 22, township 5, range 22, township 3, range 21, township 4, range 21. The east one-half of township 3, range 20, the following sections in township 4, range 20, to wit: 13, 22, 23, 24, 25, 26, 27, 34, 35, 36; and all that portion of the territory in township 6, range 22, township 7, range 22, township 5, range 21, township 6, range 21, lying south of Pea river, and to regulate the holding of such court, to provide buildings and accommodations therefor, making its jurisdiction within such district exclusive of the jurisdiction it exercises when sitting at Elba in said county of Coffee, defining the powers of the judge and clerk thereof, and regulating the drawing of its grand and petit jurors and providing for the transfer of causes from the circuit court held at Elba to said court held at Enterprise, and from the latter to the former. Approved February 28, 1907, be amended to read as follows: Sec-

tion 4. Be it further enacted, that the court of county commissioners of Coffee county shall, at the expense of Coffee county, purchase a lot, and erect a suitable building in the town of Enterprise, of said county, not to cost less than \$20,000.00, in which to hold the terms of said circuit court at Enterprise, and for the use of the officers thereof.

State of Alabama, }
Coffee County. }

Before me, John M. Loflin, a Notary Public in and for said county, personally appeared I. B. Hilson, known to me to be editor and proprietor of the Enterprise Journal, a newspaper published at Enterprise, in said county and in said State, and he being first duly sworn doth state on oath that he is editor and proprietor of said newspaper, and that the same has been regularly published, and issued in weekly editions for more than twelve months last past, and that the notice hereto attached, marked Exhibit "A," was published without cost to the State once a week for four consecutive weeks next before the making of this affidavit.

I. B. Hilson.

Sworn to and subscribed before me, this the 5th day of August, 1915.

J. M. Loflin,
Notary Public.

By Mr. Lewis:

S. 802. To repeal section 6150 of the Code of Alabama of 1907. (Relates to water power.)

Committee on Revision of Laws.

By Mr. Denson:

S. 803. To change the name of the Railroad Commission of Alabama to the Alabama Public Service Commission, and to enlarge its authority, powers, and jurisdiction.

Committee on Commerce and Common Carriers.

By Mr. Hartwell (by request):

S. 804. To make an appropriation for feeding prisoners prior to January 18, 1915, and to provide for the

payment for feeding prisoners for the fiscal year ending September 30, 1915.

Committee on Penitentiary, Prison and Prison Punishment.

By Mr. Lee (by request) :

S. 805. To authorize the court of county commissioners of Etowah county to deposit monies of the county in solvent banks, to provide for security for such deposits and require the county treasurer to pay warrants therein in favor of such banks in making such deposits.

Committee on Local Legislation.

With notice and proof thereto attached and herewith exhibited as follows:

NOTICE.

Notice is hereby given that at the adjourned session of the Legislature of Alabama there will be introduced a bill to authorize the commissioners court of Etowah county to loan any money belonging to the county not needed for immediate use to solvent banks on time certificates of deposit for such interest rate as may be agreed upon, to require surety bonds from such banks for such sums borrowed and require the county treasurer to pay warrants ordered by commissioners court in making such loans.

This July 5, 1915.

H. A. Wise,
W. P. Clayton.

State of Alabama, }
Etowah County. }

Before me, L. L. Herzberg, Judge of Probate, personally came A. W. McCullough, who, being first duly sworn, deposeth and says that he is publisher of Gadsden Evening Journal and that the notice hereto attached was published in the Gadsden Evening Journal, a newspaper published in Gadsden, Alabama, once a week for four successive weeks immediately following the date of said notice.

A. W. McCullough,
Publisher Gadsden Evening Journal.

Sworn to and subscribed before me on this, the 31st day of July, 1915.

L. L. Herzberg,
Judge of Probate.

By Mr. Winkler:

S. 806. To require the court of county commissioners of Butler county to publish monthly in a newspaper published in said county a statement showing the receipts and expenditures of money for said county.

Committee on Revision of Laws.

With notice and proof thereto attached and herewith exhibited as follows:

NOTICE.

Notice is hereby given that application will be made to the present Legislature of the State of Alabama for the enactment of the following law:

AN ACT

To require the court of county commissioners of Butler county to publish monthly in a newspaper published in said county a statement showing the receipts and expenditures of money for said county.

Section 1. Be it enacted by the Legislature of Alabama, that the court of county commissioners of Butler county shall, during the first week of each month during the year, publish a statement showing the receipts and expenditures of money for said court for the preceding month, specifying particularly the sources from which received and the purposes for which expended, with names of persons paid, the publication to be in a newspaper published in said county. Provided that the amount paid jurors shall not be itemized further than the total amount for each term of court and that the amount paid witnesses shall not be itemized further than to state the amount for each term of court and, provided, also, that the costs of publishing the statement herein specified shall not exceed the sum of six dollars (\$6.00) for each time the monthly statement is published.

Sec. 2. Be it further enacted, that for the failure to comply with the provisions of this act each member of said commissioners court is guilty of a misdemeanor and must, on conviction, be fined not less than \$50.00 for each offense.

Sec. 3 Be it further enacted, that all laws and parts of laws in conflict with this act be and the same are repealed.

This May 22, 1915.

The State of Alabama, }
Butler County. }

Before me, J. H. Steiner, a Notary Public in and for said county and State, personally appeared F. W. Stanley, who, after first being by me duly sworn, on oath says that he is city editor of The Greenville Advocate, a newspaper published at Greenville, Alabama, in said county; that said newspaper is published weekly, and that the foregoing notice hereto attached has been published in the said paper for four consecutive weeks prior to the date hereof; that the said notice was published the first time in said newspaper on the 2nd day of June, 1915; the second time on the 9th day of June, 1915; the third time on the 16th day of June, 1915; and the fourth time on the 23rd day of June, 1915; that affiant has personal knowledge of the facts stated herein and knows the same to be true.

F. W. Stanley,
City Editor of The Greenville Advocate.

Subscribed and sworn to before me, this 7th day of August, 1915.

J. H. Steiner,
Notary Public.

REPORTS OF COMMITTEES.

Mr. Lusk, chairman of the Standing Committee on Judiciary, reported that said committee, in session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were

severally read a second time and placed on the calendar, to wit:

By Mr. Lee (with substitute) :

S. 525. To consolidate and regulate all inferior courts in counties having more than seventy-five thousand population, prescribe their jurisdiction, the number and pay of the judges; to provide for the appointment and pay of clerks and constables thereof and to abolish all justices of the peace and constables in cities having thirty-five thousand population.

By Mr. Judge (with amendment) :

S. 604. To regulate the office of sheriff in counties of 200,000 population or over according to the last Federal census or any subsequent Federal census, to exempt the sheriffs of such counties from court costs; to authorize and empower the boards of revenue of such counties to fix a number and compensation of the sheriff's deputies, guards, and jailers; to exempt sheriffs from liability for the acts of the deputies except in certain cases; to require deputy sheriffs to execute official bonds conditioned, payable and approved as the bonds of sheriffs, and to provide for the payment of the premium on the sheriff's and deputies' bonds out of the county treasury; and to provide that all fees, charges and commissions taxable and collected as sheriff's fees, charges or commissions to be paid into the county treasury including fees for feedings prisoners to be paid into the general fund, and to create a fund designated as sheriff's fund, and to provide for the payment of the sheriff and his deputies, guards and jailers from such fund; authorizing the board of revenue to appropriate necessary money for the legal expense of the sheriff's office not otherwise provided for; authorizing the sheriff to employ an attorney to advise and represent him, whose compensation is to be fixed by the board of revenue, and paid out of the sheriff's fund; and providing when and how this act shall become effective.

By Mr. Lusk:

S. 647. To authorize and require the jury trying felonies to fix the punishment in their verdict.

By Mr. Pride:

S. 735. To amend section 4656 of the Code.

By Mr. Pride (with amendment) :

S. 764. To amend sections 1222 and 1226 of the Code of 1907. (Relating to recorders and recorders' courts, and to fines and sentences imposed by them.)

By Mr. Kline :

S. 781. To provide for the re-recording of deeds, mortgages and other conveyances of property, real or personal, where the record of the same shall have been lost or destroyed.

By Mr. Hill :

S. 791. To amend subdivision 7 of section 5987 of the Code of Alabama.

By Mr. Chamberlain :

H. 422. To amend section 4695 of the Code of Alabama, 1907.

By Mr. Blackwell :

H. 1095. To establish an inferior court in precincts 15 and 20 in Calhoun county, Alabama, in lieu of all justices of the peace and notaries public with power of jurisdiction of the peace in said precincts, and to define the jurisdiction and powers of said court and the judge thereof, to provide for the execution of the process of said court and the operation thereof, to regulate the rendition of judgments by default, to provide for the election, term of office, qualifications and compensation of the officers of said court, and the mode of their selection, and to abolish the office of justice of the peace and notary public with power of justice of the peace in said precincts.

Mr. Hartwell, chairman of the Standing Committee on Finance and Taxation, reported that said committee, in session, had acted on the following bill and ordered same returned to the Senate with a favorable report, and it was read a second time and placed on the calendar, to wit :

By Mr. Weakley (with amendments) :

H. 850. To provide for the assessment, valuation and equalization of values of real and personal property for taxation, and for this purpose to create a State board of equalization, to prescribe the powers and duties of said board, to create a board of equalization for each

county, and to prescribe the powers and duties of said board, to provide for the collection of taxes, the sale of property for taxes, the redemption from such sales, to further provide for the general revenues and to repeal all laws in conflict with this act.

Mr. Pride, chairman of the Standing Committee on Penitentiary, Prison and Prison Punishment, reported that said committee, in session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to wit:

By Mr. McCain:

S. 482. To amend section 6503 of the Code of Alabama, 1907. (Relates to the appointment of chaplains to convicts.)

By Mr. Judge:

S. 744. To relieve all persons other than county convicts of any obligation to work on the public roads or to pay any penalties in default thereof, in counties in the State of Alabama whose aggregate tax values according to the complete assessments of the preceding year amount to as much as one hundred million dollars.

Mr. Brown, chairman of the Standing Committee on Mining and Manufacturing, reported that said committee, in session, had acted on the following bill and ordered same returned to the Senate with a favorable report, and it was read a second time and placed on the calendar, to wit:

By Mr. Kline:

S. 714. To increase and enlarge the powers of courts of county commissioners, and to authorize such courts to impose a license upon all persons, firms, or corporations, the owner of any saw mills, lumber camps, ore mines, coal mines, and manufacturing plants, not located in an incorporated city or town, and upon persons engaged in the business of hauling logs, lumber or other timber, or ore, coal, or manufactured products, and to provide penalties for violations of this act.

Mr. Hollis, chairman of the Standing Committee on Privileges and Elections, reported that said committee,

in session, had acted on the following bill and ordered same returned to the Senate with a favorable report, and it was read a second time and placed on the calendar, to wit:

By Mr. Holmes:

S. 721. To require the election of members of courts of county commissioners, or boards of revenue of counties in this State, having an area of one thousand five hundred and seventy-five square miles or more, by the voters only of the districts which such commissioners represent, and to make such officers ineligible to election as their own successors.

Mr. Key, chairman of the Standing Committee on Public Roads and Highways, reported that said committee, in session, had acted on the following bill and ordered same returned to the Senate with a favorable report, and it was read a second time and placed on the calendar, to wit:

By Mr. Denson (with substitute):

S. 461. To designate certain public roads of the State of Alabama as State trunk roads and to provide the manner in which such roads shall be located, improved and maintained.

Mr. Lusk, chairman of the Standing Committee on Judiciary, reported that said committee, in session, had acted on the following bills and ordered same returned to the Senate with an adverse report:

By Mr. Pride:

S. 739. To repeal sections 1221 and 1222 of the Code of Alabama of 1907.

By Mr. Pride:

S. 740. To amend section 1226 of the Code of Alabama of 1907.

By Mr. Shapiro:

H. 65. To amend section 3240 of the Code of Alabama of 1907, "tenth circuit; times and places of holding courts," by changing the time of holding said courts.

By Mr. Shapiro:

H. 66. To amend section 4 of an act entitled "An act to further regulate the city court of Birmingham, Ala-

bama, and the practice and procedure in said court, to provide for judges thereof, their election, term of office, removal, power and salary, for the election, term of office, bond, removal and duties of the clerk and register thereof, and to provide suitable court rooms and places, dockets, stationery, and other supplies for the holding of said court," approved February 26, 1907, by substituting in lieu of said section 4, other provisions relating to the time of holding said court, the term thereof, and the trial of causes in said court.

Mr. Key, chairman of the Standing Committee on Public Roads and Highways, reported that said committee, in session, had acted on the following bill and ordered same returned to the Senate with an adverse report:

By Mr. Lusk:

S. 178. To repeal an act to provide for the creation of a State highway commission, defining its powers, duties and compensations and methods to be adopted for control of same and for appropriation and maintenance of the same and to give State aid and State supervision over all public roads, culverts and bridges of the State for construction of a permanent nature and the maintenance thereof wherein any portion of the appropriation hereinafter made shall be used for such purposes; and to make an appropriation therefor out of the net revenue of the convict fund of the State and from other sources. Approved April 5th, 1911.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bills:

H. 1029. To provide better protection of the insured by increasing the amount of deposit required of life and casualty insurance companies doing business on the assessment plan and mutual aid, benefit and industrial companies or associations, excepting such companies and associations as are now actually engaged in such business in this State and fraternal orders or associations.

H. 870. To establish the Alabama Prison Commission, to provide for the appointment of its members, to fix and define its powers, authority and duties, and to provide regulations for the administration, control and management of the prisons, prisoners and business pertaining to convicts under the control of the commission.

And sends the same herewith to the Senate.

Also,

H. 1203. For the relief of W. O. Brownfield, clerk and register of the Lee county court of law and equity, from paying back to Lee county fees collected by him as clerk and register of said court for ex-officio services.

And sends the same herewith to the Senate with notice and proof attached and herewith exhibited as follows:

State of Alabama, }
Lee County. }

I, W. C. Wear, publisher of the Opelika Daily News, a newspaper published in Lee county, Alabama, do hereby certify that the following notice, to wit:

NOTICE.

"Notice is hereby given that a bill will be introduced in the Legislature of Alabama, to relieve W. O. Brownfield, clerk and register of the Lee county court of law and equity, from paying back to the county of Lee the sum of thirty-one hundred dollars, collected by him as clerk and register as additional fees and compensation."

Was published for four consecutive weeks, in the said Opelika Daily News, a newspaper published in Lee county, Alabama; and that said notice was so published in the regular issues of said paper on the following dates, to wit: June 30th, 1915, July 7th, 1915, July 14th, 1915, and July 21st, 1915.

W. C. Wear.

Subscribed and sworn to, this 21st day of July, 1915, before me.

G. P. Butler,
Judge of Probate

NOTICE.

Notice is hereby given that a bill will be introduced in the Legislature of Alabama to relieve W. O. Brownfield, clerk and register of Lee county court of law and equity, from paying back to the county of Lee the sum of thirty-one hundred dollars, collected by him as clerk and register as additional fees and compensation.

30-7-14-21.

Also,

H. 1243. To require the commissioners court to advertise for competitive bids for stationery and office supplies for Blount county.

And sends same herewith to the Senate with notice and proof attached and herewith exhibited as follows:

NOTICE OF PROPOSED LEGISLATION.

The following bills will be introduced in the next session of the Legislature:

A bill requiring the commissioners court of Blount county to advertise for competitive bids for stationery and supplies for county.

A bill requiring the commissioners court of Blount county to publish the diet to be fed county prisoners and advertise for competitive bids to board them.

A bill requiring the commissioners court of Blount county to publish the diet to be fed inmates of county poor house and advertise for competitive bids to board them.

6-24-3tad

J. S. Wittmeier.

The State of Alabama, }
Blount County. }

Personally appeared before me, F. G. Stephens, editor and publisher of the Southern Democrat, a weekly newspaper published in said county and State, who, being sworn, states under oath that the attached notices of proposed legislation were published for four consecutive weeks in said newspaper, beginning on June 24, 1915.

F. G. Stephens.

Sworn to and subscribed before me, this
(Seal.) 28th day of July, 1915.

F. A. Hearn,
Notary Public.

Also,

H. 1117. To vacate and annul the charter and dissolve the corporation of the town of Adamsville.

And sends same herewith to the Senate with notice and proof attached and herewith exhibited as follows:

NOTICE.

Notice is hereby given that a bill will be introduced in the present Legislature of Alabama to vacate and annul the charter and dissolve the corporation of the town of Adamsville, Alabama, which said bill shall be in words and terms as follows:

AN ACT

To vacate and annul the charter and dissolve the corporation of the town of Adamsville.

Be it enacted by the Legislature of Alabama, that the charter of the town of Adamsville, in Jefferson county, Alabama, whether created by authority of special statute or under the general law, be and the same is hereby vacated and annulled and that the corporation of the town of Adamsville, incorporated, known and styled as the town of Adamsville, be and the same is hereby dissolved, and all local and special acts in conflict or inconsistent with the provisions of this act be and the same are hereby repealed.

State of Alabama, }
Jefferson County. }

Before me, the undersigned authority in and for said State and county, this day personally appeared H. Whitehead, who, being by me duly sworn, deposes and says that he is business manager of the Alabama Christian Advocate, a newspaper published at Birmingham, in Jefferson county, Alabama, and the notice above attached was published in said newspaper for four suc-

cessive weeks, on the following dates, to wit: June 3, 10, 17, 24, 1915.

H. Whitehead.

Sworn to and subscribed before me, this 30th day of June, 1915.

A. A. Adams, Jr.,
Notary Public.

Also,

H. 1012. To abolish the fine and forfeiture fund of Monroe county, and to provide for the payment of all outstanding valid claims against the said fund, and to repeal all laws in conflict herewith.

And sends same herewith to the Senate with notice and proof attached and herewith exhibited as follows:

State of Alabama, }
Monroe County. }

Before me, L. J. Bugg, a Notary Public in and for said State and County, personally appeared Q. Salter, who, being by me first duly sworn, deposes and says that he is the editor and publisher of the Monroe Journal, a newspaper published in Monroeville in said State and county, and that the following notice, to wit:

NOTICE

Is hereby given that a bill will be introduced in the Legislature of Alabama when it reconvenes on July 13th, 1915, in substance as follows:

To abolish the fine and forfeiture fund of Monroe county and to provide for the payment of all outstanding valid claims against said fund, and to require all outstanding valid claims against said fund to be re-registered in ninety days after the approval of said act or be forever barred.

Was published in each issue of said paper beginning with the issue of June 3rd, 1915, and continued to and contained in the issue of July 8th, 1915, and that said notice has been published once a week in said paper for four consecutive weeks, without cost to the State of Alabama.

Q. Salter.

Sworn to and subscribed before me, this 10th day of July, 1915.

L. J. Bugg,
Notary Public.

Also,

H. 854. To amend section 1 of an act entitled an act to incorporate the town of West Blocton, Bibb county, Alabama, so far as said section relates to the boundary lines of said town, approved March 4, 1901; and to repeal an act to amend said section 1, enacted by the Legislature and approved February 16, 1907.

And sends same herewith to the Senate with notice and proof attached and herewith exhibited as follows:

The State of Alabama, }
Bibb County. }

Before me, E. M. Bishop, a Notary Public in and for said county and State, personally appeared C. E. Allen, who is known to me, and who being duly sworn, deposes and says:—That he is the Editor and Publisher of The Blocton Enterprise, a newspaper of general circulation published in West Blocton, in Bibb county, Alabama, and that the notice hereto attached was published in the said newspaper for four consecutive weeks, beginning on the 10th day of June, 1915, and ending on the 1st day of July, 1915.

(Signed) C. E. Allen.

Sworn to and subscribed before me, this the 8th day of July, 1915.

E. M. Bishop;
Notary Public, Bibb County, Alabama.

NOTICE

At the adjourned session of the Legislature to convene on July 13, 1915, the following bill will be introduced:

A BILL

To be entitled An Act to amend Section 1 of an Act entitled "An Act to incorporate the Towns of West

Blocton, Bibb county, Alabama," so far as said section relates to the boundary lines of said town, approved March 4, 1901; and to repeal an act to amend section 1 enacted by the Legislature and approved February 16, 1907.

Section 1. Be it enacted by the Legislature of Alabama, That the corporate limits of said town shall extend over and include the following described territory, to wit: The southwest quarter of section 13, and the southeast quarter of the southeast quarter of Section 14, except the following described parcel of land in said quarter, towit: Begin at the southwest corner of said southeast quarter of the southeast quarter of section 14, thence go north along its western boundary line ten chains and twenty links, thence go east three hundred and seventy-five feet more or less to the public road at that point, thence go south ten chains and twenty links to the southern boundary line of said section, thence go west to the point of beginning; but including four acres square in the southeast corner of the northeast quarter of the southeast quarter of said section 14; and also including a tract of land described as follows, towit: Begin at the northeast corner of the southeast quarter of the southwest quarter of section 13, thence go in an easterly direction to the northermost corner of the lot occupied by the Episcopal church, thence along the line of said lot going in a southeasterly direction to the east boundary line of the southwest quarter of the southeast quarter of said section 13, thence south to the southeast corner of said quarter, thence west to the southeast corner of the southeast quarter of the southwest quarter of said section 13; all the above described lands being in Township 22, South of Range 6, West, in Bibb county, Alabama.

Sec. 2. Be it further enacted, That all laws or parts of laws in conflict with this act, be and the same are hereby repealed.

Also,

H. 1310. To authorize the board of revenue of Montgomery county to furnish the several offices of said county with equipment and conveniences, including janitor service.

And sends same herewith to the Senate with notice and proof attached and herewith exhibited as follows:

State of Alabama, }
Montgomery County. }

Before me, H. C. Fallows, a notary public in and for the State and county aforesaid, personally appeared Brame Hood, who, being first sworn by me, deposes and says that he is the secretary of The Montgomery Journal, a daily newspaper published in the city and county of Montgomery, State of Alabama; that the attached notice of intention to apply to the present session of the Legislature of Alabama for the passage of a local law for Montgomery county in substance as set forth in said notice, was published in said The Montgomery Journal once a week for four consecutive weeks, as follows, to wit: January 26th, February 2nd, February 9th, February 16th, 1915.

Brame Hood.

Sworn to and subscribed before me, this
(Seal.) 2nd day of August, 1915.

H. C. Fallows,
Notary Public.

Notice is hereby given that a bill will be introduced in the present session of the Legislature of Alabama, authorizing and empowering the board of revenue of Montgomery county to install and furnish to the several offices of said county, all equipments and conveniences, including janitor service for all offices, as may be in their discretion necessary for the proper conduct of the public business of said county, the costs and expenses of said equipments and conveniences to be paid out of the general funds of said county on approval of the board of revenue.

Jan. 26, Feb. 2, 9, 16.

Also,

H. 1153. To authorize and empower the clerk of the circuit court of St. Clair county to employ an assistant clerk during terms of the circuit court of said county, both at Ashville and Pell City, and to provide for and fix the compensation of such assistant clerk.

And sends same herewith to the Senate with notice and proof attached and herewith exhibited as follows:

PUBLISHER'S AFFIDAVIT OF PUBLICATION IN THE PROGRESS,
PELL CITY, ALA.

Progress Printing Co.

Notice sworn to must be pasted (not pinned) in
the space below.

NOTICE.

Notice is hereby given that the undersigned will present a bill to the present session of the Legislature asking said body to enact a law providing for and authorizing the clerk of the circuit court of St. Clair county, Alabama, to employ an assistant clerk during the term of the circuit court of said county to assist in the performance of the duties of the circuit clerk during such terms of the court, and to fix the compensation of such assistant clerk at three dollars per day while so engaged.

Frank B. Embry,
Jas. M. Garrett,
M. M. Smith,
H. L. Smith.

The State of Alabama, }
St. Clair County, }
In Pell City. }

I, Boys D. Cather, publisher of The Progress, a weekly newspaper published in the town of Pell City, county of St. Clair, State of Alabama, hereby certify that the notice of an act in the matter of authorizing clerk of circuit court to employ assistant during term of court, copy of which is pasted on the margin of this form, was inserted in The Progress once a week for four (4) consecutive weeks, of the following dates of issue: January 15, 22, 29, and February 4, 1915.

Boys D. Cather,
Publisher The Progress

The State of Alabama, }
 St. Clair County, }
 In Pell City. }

Sworn to and subscribed before me, this
 (Seal.) day of 191.....

.....,
 Notary Public.

Also,

H. 1023. To require the commissioners court of Tallapoosa county, Alabama, to publish a financial statement of its proceedings at each regular, revenue, special and adjourned terms in a newspaper published in said county offering to do the work on the best terms; to require said court to designate such newspaper; to provide for furnishing copy to the publisher of such newspaper for publication and to provide the compensation out of the treasury of said county for furnishing such copy and publishing same.

And sends same herewith to the Senate with notice and proof attached and herewith exhibited as follows:

State of Alabama, }
 County of Tallapoosa. }

Before me, A. B. Lee, a Notary Public and ex officio justice of the peace in and for said State and county, personally appeared A. W. Briscoe, known to me, who, being by me first duly sworn, says on oath that he is the editor and publisher of the Tallapoosa News; that same is a weekly newspaper published at Camp Hill, in Tallapoosa County, Alabama, and that the attached notice of intention to apply to the Legislature of Alabama for the passage of a local bill for Tallapoosa county, Alabama, was published in said weekly newspaper for four consecutive weeks in the issues of said newspaper published on January 22nd, and 29th, 1915, and on February 5th and 12th, 1915.

A. W. Briscoe,
 Publisher.

Subscribed and sworn to before me, this May 3rd, 1915.

A. B. Lee,
 N. P. ex off. J. P., Tallapoosa County, Alabama.

NOTICE.

Notice is hereby given that application will be made to the Legislature of Alabama for the passage of a local bill for Tallapoosa county, Alabama, in substance as follows:

To require court of county commissioners of Tallapoosa county to publish the minutes of its proceedings at each regular, revenue, special, and adjourned term in the newspaper published in said county submitting the lowest price for such publication; to require said court to designate such newspaper; to provide for the furnishing of copy to same, and to provide for compensation to such newspaper for such publication.

W. G. Carleton.

Also,

H. 1290. To abolish the corporation of the town of Coal City, in St. Clair county, Alabama.

And sends same herewith to the Senate with notice and proof attached and herewith exhibited as follows:

PUBLISHER'S AFFIDAVIT OF PUBLICATION IN THE PROGRESS,
PELL CITY, ALA.

Progress Printing Co.

Notice sworn to must be pasted (not pinned) in
the space below.

NOTICE.

Notice is hereby given that the undersigned citizens residing within the corporate limits of the town of Coal City, in St. Clair county, Alabama, will apply to the Legislature of the State of Alabama during its session to pass an act entitled "An act to abolish the municipal corporation of the town of Coal City, in said St. Clair county, Alabama," and provide for the full and complete abrogation of said municipal corporation.

E. M. Lawson,
Robt. Bonds.

The State of Alabama, }
 St. Clair County, }
 In Pell City. }

I, Boys D. Cather, publisher of The Progress, a weekly newspaper published in the town of Pell City, county of St. Clair, State of Alabama, hereby certify that the notice of an act to be introduced in the matter of abolishing the corporation of Coal City, Alabama, copy of which is pasted on the margin of this form, was inserted in The Progress once a week for four (4) consecutive weeks, of the following dates of issue, January 28, February 4, 11, and 18, 1915.

Boys D. Cather,
 Publisher The Progress.

The State of Alabama, }
 St. Clair County, }
 In Pell City. }

Sworn to and subscribed before me, this
 (Seal.) 21st day of July, 1915.

Frank B. Embry,
 Notary Public.

Also,

H. 1320. To further regulate the payment of fine and forfeiture fund script of Henry county and to provide notice thereof.

And sends same herewith to the Senate with notice and proof attached and herewith exhibited as follows:

The State of Alabama, }
 Henry County. }

Before me, R. W. Miller, a Notary Public in and for said county, in said State, personally appeared A. U. Grouby, who, being duly sworn, says on oath that he is proprietor and editor of The Abbeville News, a newspaper of weekly publication published in the town of Abbeville, in Henry county, State of Alabama; that the notice attached to and pasted on this sheet, and signed by S. Kirkland, was published for four successive weeks in said newspaper, The Abbeville News; that said notice appeared in said paper on the 15th

day of January, the 22nd day of January, the 29th day of January, and on the 5th day of February, 1915. That the files of said The Abbeville News in his office show that said notice appeared in said paper on said dates and each of them, and that the files of said newspaper now on file in the probate office of said Henry county, Alabama, show that said notice appeared in said paper on said dates and on each of them.

A. U. Grouby.

Sworn to and subscribed before me on this, 21st day of July, 1915.

R. W. Miller,
Notary Public.

NOTICE.

Notice is hereby given that at the present term of the Legislature of Alabama there will be introduced therein a bill to provide for the further regulation of the payment of the registered fine and forfeiture script of Henry county.

S. Kirkland.

Also,

H. 1174. To define the boundaries and corporate limits of the town of Rogersville, Lauderdale county, Alabama.

And sends the same herewith to the Senate with notice and proof attached and herewith exhibited as follows:

NOTICE.

Notice is hereby given of the intention to apply to the Legislature of Alabama, which convened on the 2nd Tuesday in January, 1915, for the passage of an act in substance as follows:

An act to change the boundaries of the town of Rogersville, a municipal corporation in Lauderdale county, Alabama, and to define the boundaries of said town to be as follows:

Beginning at N. E. corner of S. E. $\frac{1}{4}$ of section 33, township 2, range 7; thence west one mile to N. W. corner of S. W. $\frac{1}{4}$ of said section; thence south one mile to S. W. corner of N. W. $\frac{1}{4}$ of section 5, township 3, range 7; thence east one mile to S. E. corner of N. E. $\frac{1}{4}$ of section 5; thence north one mile to beginning.

W. M. Thornton,

Attest:

Mayor.

H. C. Warren, Clerk.

1-29-4t.

February 20, 1915.

This is to certify that the above attached notice was published in The Florence Times for four successive weeks, beginning January 29th, 1915.

A. B. Camper,
Business Manager Times.

Also,

H. 1145. To re-arrange and re-district the commissioners court districts of Pickens county, Alabama.

And sends the same herewith to the Senate with notice and proof attached and herewith exhibited as follows:

NOTICE.

A bill will be introduced at the present session of the Legislature of Alabama to re-arrange and re-district the commissioners court districts of Pickens county, so as to be as follows:

The first district to be composed of the following beats: Henry's, Providence, Vaile's, Ethelville, Beard's, Pine Grove, and Reform.

The second district to be composed of the following beats: Spring Hill, Pickensville, Franconia, Memphis, Cochrane, Whitten's, Vienna, and Bethany.

The third district to be composed of the following beats: Shelton's, Palmetto, Corr's, Gordo, and Bostic.

The fourth district to be composed of the following beats: Carrollton, Speed's Mill, Raleigh, King's Store, and Olney.

j29-3t.

State of Alabama, }
Pickens County. }

Personally appeared before me, M. B. Curry, a Notary Public in and for said State and county, Ben I. Rapport, who, being duly sworn, doth depose and say that he is and has been since the 1st day of February, 1915, the publisher of the Pickens county Herald, a newspaper published in said county, and that the foregoing notice was duly published in said paper for four consecutive weeks prior to this date.

Ben I. Rapport.

Sworn to and subscribed before me, on this, the 13th day of July, 1915.

M. B. Curry,
Notary Public.

Also,

H. 1287. To limit the number of days for which members of the court of county commissioners of Pike county may be paid for services as members of said court, for mileage in going to and from said court, for their services rendered in the discharge of their duties in letting out, inspecting and accepting, building or repairing of any county bridges or county buildings or works, and mileage necessarily traveled by them in so doing, during any one year or part of a year; to say when this act shall go into effect; and to repeal all laws and parts of laws in conflict with the provisions of this act in so far as Pike county is concerned.

And sends same herewith to the Senate with notice and proof attached and herewith exhibited as follows:

Exhibit "A."

NOTICE.

Notice is hereby given that a bill will be introduced in and during the present session of the Legislature of Alabama, providing substantially, that no member of the court of county commissioners of Pike county shall be paid or receive any compensation for his services as a member of said court of county commissioners, or any mileage in going to and from said court, for more

than fifty days in any one year, or a pro rata part of such fifty days for any part of a year that any person may serve as a member of said court; to repeal all laws and parts of laws in conflict with the provisions of this act in so far as Pike county is concerned; and to provide that said act shall go into effect on the first day of January, 1916.

The State of Alabama, }
Pike County. }

Before me, A. G. Seay, a Notary Public in and for said State and county, personally appeared S. H. Blan, who, being by me first duly sworn, deposes and says, on oath, that he is the editor and proprietor of The Troy Messenger, a newspaper published in Pike county, Alabama; that the notice that a bill would be introduced at the present session of the Legislature of Alabama providing, among other things, for limiting the number of days for which members of the court of county commissioners may be paid for services as such, a copy of which said notice is hereto attached and marked "Exhibit A," and made a part of this affidavit; that said notice was published in the aforesaid newspaper for four consecutive weeks next before the making of this affidavit; that the first publication of said notice appeared in the issue of said newspaper published on the 24th day of June, 1915, and that the last publication of said notice was published in the issue of said newspaper published on the 17th day of July, 1915.

Witness my hand, this the 19th day of July, 1915.

S. H. Blan.

Sworn to and subscribed before me, this
(Seal.) the 19th day of July, 1915.

A. G. Seay,
Notary Public.

Also,

H. 1177. To dissolve the corporation of the town of Joppa, Cullman county, Alabama.

And sends same herewith to the Senate with notice and proof attached and herewith exhibited as follows:

NOTICE.

State of Alabama, }
Cullman County. }

We, the undersigned citizens, residing in the corporate limits of the town of Joppa, in Cullman county, Alabama, hereby petition the Legislature to pass a bill abolishing and dissolving the corporation of said town.

Respectfully submitted,

G. W. Newman, deputy sheriff; J. O. Lowe, R. S. Lowe, S. W. Julian, B. M. Biggers, Chas. W. Winn, P. J. Carley, J. E. Ogletree, D. D. S.; J. T. Humphries, D. L. Humphries, T. B. Hodge, J. W. Brown, Prof. S. D. Watson, J. R. Ryan, Thos. B. Holder, W. C. Kilgore.

6-10-3

The State of Alabama, }
Cullman County. }

Before me, Asa B. Fuller, a Register in Chancery in and for said county and State, personally appeared Joseph R. Rosson, publisher of The Cullman Democrat, a weekly newspaper published in Cullman, Cullman county, Alabama, and being duly sworn, says that the notice, of which the attached is a true copy, was published in said newspaper once a week for..... successive weeks, and being in the issues of said newspaper of the following dates, viz.: June 3, 10, 17.

J. R. Rosson,
Publisher.

Sworn to and subscribed before me, this
(Seal.) the 15th day of July, 1915.

Asa B. Fuller,
Register in Chancery.

Also,

H. 1128. To authorize and direct the court of county commissioners of Marengo county, to pay for advertising the notice and substance of local bills introduced in the Legislature for said county, out of any money in the treasury, not otherwise appropriated when the bill applies to the entire county, or any political subdivision of the said county, and when said bill has been ordered published by the senator or any representative of the

county of Marengo, and this act shall be held to apply only to and include notices and substance of bills advertised for the July session of the Alabama Legislature, in year 1915.

And sends same herewith to the Senate with notice and proof attached and herewith exhibited as follows:

NOTICE.

Notice is hereby given that a bill will be introduced at the July session of the Legislature of Alabama to be entitled "An act to authorize and direct the court of county commissioners of Marengo county to pay for advertising the notice and substance of local bills introduced in the Legislature for said county, out of any money in the treasury not otherwise appropriated, when the bill applies to the entire county, or any political division of the county, and when said bill has been ordered published by the senator or any representative of the county of Marengo, and this act shall be held to and include notices and substances of bills advertised for the July session of the Alabama Legislature, in the year 1915."

6-24-4t.

Citizen.

State of Alabama, }
Marengo County. }

Before me, A. L. Hasty, a probate judge in and for said State and county, personally appeared Lamar Matkin, editor and publisher of the Democrat-Reporter, a newspaper published weekly at Linden, Alabama, who, being sworn, deposes and says that the notice, a copy of which is hereto attached, was published in said newspaper for four consecutive weeks, beginning with the issue of the date of June 24th of said newspaper.

Lamar Matkin,
Editor and Publisher.

Sworn to and subscribed before me, this the 19th day of July, 1915.

A. L. Hasty,
Judge of Probate.

Also,

H. 1313. To empower the county board of education of Shelby county, Alabama, to consolidate public schools in Shelby county, Alabama, upon a petition of three-fourths of the patrons of the public schools or district or territory included in said proposed consolidated school, when in judgment and sound discretion the said board of education concludes a consolidation of said schools would be beneficial to the territory proposed to be consolidated, and to close and abolish existing public schools as now established in said territory to be consolidated.

And sends same herewith to the Senate with notice and proof attached and herewith exhibited as follows:

NOTICE.

Notice is hereby given that at the next session of the Legislature of Alabama, which meets at Montgomery, Alabama, on the 13th day of July, 1915, a local bill will be introduced for Shelby county which is in substance as follows:

A bill to be entitled an act to empower the county board of education of Shelby county, Alabama, to consolidate public schools in Shelby county, Alabama, upon a petition of three-fourths of the patrons of the public schools in the district or territory included in said proposed consolidated school, when in the judgment and sound discretion the said board of education concludes a consolidation of said schools would be beneficial to the territory proposed to be consolidated, and to close and abolish existing public schools as now established in said territory to be consolidated.

State of Alabama, }
Shelby County. }

Before me, A. P. Longshore, a judge of probate in and for said county, in said State, personally appeared J. F. Norris, editor and publisher of The Peoples Advocate, a newspaper published in the town of Columbiana, county of Shelby and State of Alabama, and known to me to be such editor and publisher, who, be-

ing duly sworn, deposes and says that the attached notice was published once a week for four consecutive weeks in said newspaper in Shelby county, Alabama, prior to the date of making this affidavit.

J. F. Norris.

Sworn to and subscribed before me, this the 2nd day of August, 1915.

A. P. Longshore,
Judge of Probate.

Also,

H. 1341. To authorize and empower the Marengo law and equity court to revive and enforce judgments, orders and proceedings entered prior to the passage of this bill, in the circuit court of Marengo county; to provide for the issuance of process on judgments, orders and proceedings entered prior to the passage of this bill, in the circuit court of Marengo county and the return thereof, and for proceedings thereon, and the trial of garnishment and trial of the rights of property cases growing out of such judgments, orders, proceedings and process.

And sends same herewith to the Senate with notice and proof attached and herewith exhibited as follows:

NOTICE.

Notice is hereby given that a bill will be introduced in the Legislature of Alabama at the present session thereof, which reconvenes on the 13th day of July, 1915, which reads as follows:

A BILL

To be entitled An act to authorize and empower the Marengo law and equity court to revive and enforce judgments, orders and proceedings entered, prior to the passage of this bill, in the circuit court of Marengo county; to provide for the issuance of process on judgments, orders and proceedings entered, prior to the passage of this bill, in the circuit court of Marengo county, and the return thereof; and for proceedings thereon, and the trial of garnishment and trial of the rights of

property cases growing out of such judgments, orders, proceedings and process.

Section 1. Be it enacted by the Legislature of Alabama, that the Marengo law and equity court be and it is hereby authorized and empowered upon proper proceedings therein instituted, and in conformity with the law in such cases, to revive and enforce all judgments, orders and proceedings entered prior to the passage of this bill, in the circuit court of Marengo county, in the same manner and to the same extent as if the same had been entered in the Marengo law and equity court originally.

Sec. 2. That the clerk of the Marengo law and equity court be and he is hereby authorized and empowered to issue, on all judgments, orders and proceedings entered prior to the passage of this bill, in the circuit court of Marengo county, such and all writs of execution and other writs and process as may be necessary to give full force and effect to all such judgments, orders or proceedings, the same as if they had been entered in the Marengo law and equity court originally, and all such writs of execution and other writs and process shall be returned, and all proceedings may be had thereon, and all garnishment and trial of the rights of property cases growing out of such judgments, orders, writs of execution or other writs or process may be tried in the Marengo law and equity court in the same manner and to the same extent as if such judgments, orders or proceedings had been entered in the Marengo law and equity court originally.

Sec. 3. That this act shall go into effect immediately upon its passage and approval by the governor.

State of Alabama, }
Marengo County. }

Personally appeared before me, Henry J. Whitfield, a Notary Public in and for said county and State, E. S. Cornish, who, on being duly sworn by me, deposes and says that he is editor and publisher of the Demopolis Times, a weekly newspaper published at Demopolis, in Marengo county, Alabama; that the notice of the bill to be introduced in the Legislature of Alabama, a copy of which is hereto attached, was printed in said

Demopolis Times for four consecutive weeks, beginning with the issue dated July the 8th, 1915.

E. S. Cornish.

Subscribed and sworn to before me on this,
(Seal.) the 30th day of July, 1915.

Henry J. Whitfield,
Notary Public, Marengo County, Alabama.

Also,

H. 1247. To regulate and fix the fees and compensation of witnesses before grand juries, and witnesses in all cases in the county court and in the circuit court of Clarke county.

And sends the same herewith to the Senate with notice and proof attached and herewith exhibited as follows:

NOTICE.

Notice is hereby given that a bill will be introduced at the next session of the Legislature fixing the fees and compensation of witnesses subpoenaed on the part of the State to appear before the grand jury of Clarke county, before the county court of Clarke county, or before the circuit court of Clarke county, and to provide for the payment of the same, and to repeal all laws, general or local, in conflict therewith, so far as the same applies to Clarke county, Alabama.

The State of Alabama, }
Clarke County. }

Personally appeared before me, Q. W. Tucker, a Notary Public in and for said State and county, George A. Carleton, who, being by me first duly sworn, deposes and says that he is editor and publisher of The Clarke County Democrat, a weekly newspaper published at Grove Hill, Clarke county, Alabama, and that as such editor and publisher he knows of his own personal knowledge that the notice hereto attached appeared in said newspaper for four consecutive weeks, beginning with the 24th of June, 1915, and appearing once a week thereafter for four consecutive weeks.

G. A. Carleton.

Sworn to and subscribed before me, this the 22nd day of July, 1915.

Q. W. Tucker,
Notary Public, Clarke County, Ala.

Also,

H. 1314. To change and define the boundary line of St. Clair county, Alabama, between said county and the county of Jefferson.

And sends the same herewith to the Senate with notice and proof attached and herewith exhibited as follows:

NOTICE.

State of Alabama, }
St. Clair County. }

Notice is hereby given that application will be made to the Legislature of Alabama at the adjourned session convening in July, 1915, to pass an act substantially as follows:

A bill to be entitled "An act to change and define the boundary line of St. Clair county, Alabama, between said county and the county of Jefferson."

Be it enacted by the Legislature of Alabama:

Section 1. That the boundary line between St. Clair county, Alabama, and the county of Jefferson be and the same is hereby changed, defined, fixed and established as follows: Begin at the southwest corner of the southeast quarter of section 31, township 14, south of range 1 east, Huntsville meridian, which point is common to the counties of Blount, St. Clair and Jefferson; thence east along south boundary of said township 14 south to the northeast corner of the northwest quarter of section 4, township 15 south, of range 1 east; thence south to the southwest corner of the southeast quarter of section 9, in said township and range; thence east to the northwest corner of section 15 in said township and range; thence south to the southwest corner of said section 15; thence east to the northeast corner of the northwest quarter of section 22 in said township and range; thence south through the center of sections 22, 27 and 34 in said township and range and through the center of sections 3 and 10,

township 16 south, of range 1 east, to the southeast corner of the southwest quarter of said section 10; thence west to the northwest corner of section 15 in said township and range; thence south to the southwest corner of said section 15; thence west to the northwest corner of the northeast quarter of section 21, in said township and range; thence south to the southeast corner of the southwest quarter of said section 21; thence west to the northwest corner of section 28, in said township and range; thence south along the west boundaries of sections 28 and 33 in said township and range, and also along the west boundaries of sections 4 and 9, township 17 south, of range 1 east, to the southwest corner of said section 9; thence east to the northwest corner of the northeast quarter of section 16, in said township and range; thence south to the center of said section 16; thence east to the northeast corner of the southeast quarter of section 15 in said township and range; thence south to the southeast corner of said section 15, which last named point is common to counties of St. Clair, Shelby and Jefferson.

Sec. 2. That all territory and land east and north of said above described line, or on the opposite side thereof from the county of Jefferson and within the boundaries of St. Clair county, be and are hereby made a part of the county of St. Clair.

Sec. 3. That all laws and parts of laws in conflict with the provisions of this act be and the same are hereby repealed.

C. D. Merchant,
J. C. Jones,
J. L. Herring,
W. T. Hodges,
C. B. Alverson.

State of Alabama, }
St. Clair County. }

I, B. B. Cather, editor and manager of the Southern Aegis, a newspaper published at Ashville, Ala., hereby certify that the attached notice pertaining to the bill to change boundary line between St. Clair and Jefferson county was published for four consecutive

weeks beginning July 7th, 1915, and ending on July 28th, 1915.

This July 30th, 1915.

B. B. Cather,
Editor and Manager of Southern Aegis.

State of Alabama, }
St. Clair County. }

Personally appeared before me, James L. Herring, Judge of Probate in and for said State and county, B. B. Cather, who, being by me duly sworn, doth depose and say that he is the editor and manager of the Southern Aegis, a newspaper published at Ashville, Ala., and that the above certificate is true and correct.

This July 30th, 1915.

B. B. Cather.
Jas. L. Herring,
(Seal.) Judge of Probate, St. Clair County, Ala.

Also,

H. 1093. To authorize the treasurer of Bibb county, Alabama, to pay interest on money borrowed by the court of county commissioners of Bibb county to defray the general expenses of said county.

And sends the same herewith to the Senate with notice and proof attached and herewith exhibited as follows:

The State of Alabama, }
Bibb County. }

Before me, R. L. Avery, clerk of the circuit court of Bibb county, Alabama, personally appeared L. H. Nunnelee, publisher of the Centerville Press, a newspaper published in Centerville, Bibb county, Alabama, and who, being by me first duly sworn, says that a notice, of which the attached is a true copy, and which is marked exhibit "A," was published in said paper once a week for four successive weeks, and being in the issue of said newspaper on the following dates, namely, January 28th, 1915, February 4th, 1915, February 11th, 1915, and February 18th, 1915.

L. H. Nunnelee,
Publisher Centerville Press.

Sworn to and subscribed before me, this 14th day of July, 1915.

R. L. Avery,
Clerk of the Circuit Court of Bibb County, Ala.

NOTICE.

Notice is hereby given of the intention to apply to the Legislature of Alabama to have passed an act to authorize W. T. Steele as treasurer of Bibb county, Alabama, for borrowed money by said court of county commissioners to defray the general expenses of Bibb county.

The number of said warrants, the person to whom payable, and the interest thereon are as follows:

No. 314, G. J. Patridge.....	\$1,164.44
No. 318, Ed Hubbard.....	238.09
No. 328, H. J. Ward.....	225.78
No. 598, W. F. Cornett.....	117.33
No. 664, C. L. Oakley.....	111.11
No. 768, C. L. Oakley.....	72.89
J. P. Suttle, Guardian, at 6 per cent.....	537.60

Said accounts are interest on money borrowed for general purposes as stated above, and to authorize the payments of interest hereafter to accrue on the money borrowed from said parties, until such loans are paid in full.

Jan 28th, 1915, 4t.

Also,

H. 1175. To ratify and make legal certain claims and scrip registered against the fine and forfeiture fund of Tallapoosa county, and to authorize and empower the treasurer of said county to pay same.

And sends the same herewith to the Senate with notice and proof attached and herewith exhibited as follows:

Notice of intention to apply to the Legislature of Alabama for the passage of a local law for Tallapoosa county.

Notice is hereby given of intention to apply to the Legislature of Alabama at its next session for the passage of a local law for Tallapoosa county, Alabama, the substance of which is as follows:

To ratify and make legal all claims and scrip registered with the treasurer of Tallapoosa county against the fine and forfeiture fund of said county prior to April first, 1915, and to authorize and empower said treasurer to pay same out of said fine and forfeiture fund.

State of Alabama, }
Tallapoosa County. }

Before me, A. B. Lee, a notary public ex-officio justice of the peace, in and for said State and county, personally appeared L. M. Williamson, known to me, who being by me first duly sworn, says on oath that the attached notice of intention to apply to the Legislature of Alabama for the passage of a local law for Tallapoosa county was published in the Tallapoosa News for four consecutive weeks in the issues of June 25th and July 2nd, July 9th and 16th, 1915; that said Tallapoosa News is a weekly newspaper published at Camp Hill, in Tallapoosa county, Alabama, and that affiant is one of the editors and proprietors thereof.

L. M. Williamson,
Editor and Bus. Mgr. News Pub. Co.

Subscribed and sworn to before me, this July 17th, 1915.

A. B. Lee,
N. P. Ex-off. J. P. Tallapoosa County, Ala.

Also,

H. 1188. To define and establish the boundary line between the counties of Cherokee and Calhoun.

And sends the same to the Senate with notice and proof attached and herewith exhibited as follows:

NOTICE.

Pursuant to constitutional requirements, notice is hereby given that the following bill will be introduced at the present session of the Legislature of Alabama:

AN ACT

To define and establish the boundary line between the counties of Cherokee and Calhoun.

Be it enacted by the Legislature of Alabama:

Section 1. That the boundary line between the counties of Cherokee and Calhoun through township twelve (12) of range nine (9) and ten (10), east, is hereby declared to be as follows: Beginning at the northwest corner of section thirty (30), township twelve (12) of range nine (9) east, thence in a straight line to the southeast corner of township twelve (12), range ten (10) east.

Sec. 2. That this act shall become effective immediately upon its passage and approval.

Sec. 3. That all laws and parts of laws in conflict with the provisions of this act are hereby repealed.
june 17-4w.

The State of Alabama, }
Cherokee County. }

Before me, J. L. Savage, judge of the probate court of said county and state, personally appeared W. C. Stiff, who, being duly sworn, deposes and says that he is the editor and manager of the Cherokee Harmonizer, a weekly newspaper published in said county, and that the notice of a bill to be introduced at the present session of the Legislature of Alabama entitled:

AN ACT

To define and establish the boundary line between the counties of Cherokee and Calhoun.

A copy of which notice is pasted to this sheet, was published in said newspaper once a week for four consecutive weeks beginning on and with the issue of said paper of June 17th, 1915.

W. C. Stiff,

Editor and Manager of the Cherokee Harmonizer.

Sworn to and subscribed before me, this 15th day of July, 1915.

J. L. Savage,
Judge of Probate.

Also,

H. 1275. To authorize the board of revenue and road commissioners of Mobile county to provide telephones and other conveniences and necessities for the courts of Mobile county.

And sends the same herewith to the Senate with notice and proof attached and herewith exhibited as follows:

To Whom it May Concern:

You will take notice that at the session of the Legislature of Alabama to be re-assembled in July, 1915, a bill to provide telephones and other conveniences and necessities for the courts of Mobile county will be introduced for the purpose of having same enacted into law.

The bill, in substance, will be as follows:

AN ACT

To authorize the board of revenue and road commissioners of Mobile county to provide telephones and other conveniences and necessities for the courts of Mobile county.

Be it enacted by the Legislature of Alabama, that the board of revenue and road commissioners of Mobile county is hereby authorized and empowered to procure and provide telephones and all other conveniences and necessities for the courts of Mobile county, and for the proper dispatch of the business of the said courts, and to pay for same out of the general funds of the county.

6: 16-23-30; 7:7.

State of Alabama, }
Mobile County. }

Before me, M. P. Dowling, a notary public in and for said State and county, came J. W. Worthington, known to me to be the advertising bookkeeper of the Mobile Item, a newspaper published in Mobile, in said county, who, being by me duly sworn, deposes and says that the attached notice to authorize the board of rev-

enue and road commissioners of Mobile county to provide telephones and other necessities and conveniences for the courts of Mobile county, was published once a week for four consecutive weeks in said newspaper before the making of this affidavit, the said dates of publication being June 16th, 23rd, and 30th, and July 7th, 1915.

J. W. Worthington,

Subscribed and sworn to before me, this
(Seal.) the 27th day of July, 1915.

M. P. Dowling,
Notary Public, Mobile County, Alabama.

Also,

H. 1291. To repeal an act entitled "An act to incorporate the town of Sedden, in St. Clair county, and to establish a charter for the government thereof," approved February 18th, 1891.

And sends the same herewith to the Senate with notice and proof attached and herewith exhibited as follows:

PUBLISHER'S AFFIDAVIT OF PUBLICATION IN THE PROGRESS,
PELL CITY, ALA.

Progress Printing Co.

Notice sworn to must be pasted (not pinned) in
the space below.

NOTICE.

Notice is hereby given of the intention to make application to the Legislature of Alabama for the enactment of a law repealing an act of the Legislature of Alabama passed at the session of 1890-91 entitled: "An act to incorporate the town of Seddon, in St. Clair county, and to establish a charter for the government thereof." (Acts 1890-91, pages 936 et seq.)

W. H. Roberson,
D. H. Carpenter,
W. S. Crump.

The State of Alabama, }
 St. Clair County, }
 In Pell City. }

I, Boys D. Carter, publisher of The Progress, a weekly newspaper published in the town of Pell City, county of St. Clair, State of Alabama, hereby certify that the notice of D. H. Carpenter, et als., of an act in the matter of abolishing the corporation of Seddon, Alabama, copy of which is pasted on the margin of this form, was inserted in The Progress once a week for four (4) consecutive weeks, of the following dates of issue: June 17, 24, and July 1 and 8, 1915.

Boys D. Cather,
 Publisher The Progress.

The State of Alabama, }
 St. Clair County, }
 In Pell City. }

Sworn to and subscribed before me, this
 (Seal.) 21st day of July, 1915.

Walter S. Crump,
 Notary Public.

Also,

H. 1242. To change and extend the corporate limits of the town of Georgiana in the county of Butler, and State of Alabama.

And sends the same herewith to the Senate with notice and proof attached and herewith exhibited as follows:

NOTICE.

Notice is hereby given that application will be made to the present Legislature of the State of Alabama for the passage of the following law:

AN ACT

To change and extend the corporate limits of the town of Georgiana, in the county of Butler and State of Alabama.

Section 1. Be it enacted by the Legislature of Alabama, That the corporate limits of the town of Geor-

giana, in the county of Butler, and State of Alabama, be and the same are hereby extended and changed so that there shall be and is included in the corporate limits of said town of Georgiana, all territory located and contained within the following boundaries, viz:

Beginning at a point three quarters of a mile from and due south of the center of the lot upon which the present Louisville & Nashville passenger depot building is located, and running thence due east from said point of beginning three quarters of a mile, thence due north one and one-half miles, thence due west one and one-half miles, thence due south one and one-half miles, thence due east three quarters of a mile to the point of beginning. This January 25, 1915.

W. R. Boone.

State of Alabama, }
County of Butler. }

Before me, M. Scott Taylor, a Notary Public in and for said State and county, personally came R. W. Pride, who, being by me first duly sworn, says on oath that he is the editor and one of the publishers of the Butler County News, a newspaper published in the county of Butler, and State of Alabama, and that the above and foregoing notice of a proposed law to change and extend the corporate limits of the town of Georgiana in the county of Butler and State of Alabama, was published once a week for four consecutive weeks in said Butler County News, said notice being first published in the issue of January 28th, 1915, of said newspaper.

R. W. Pride.

Sworn to and subscribed before me, this 24th
(Seal.) day of July, 1915.

M. Scott Taylor,
Notary Public.

Also,

H. 1114. To vacate the dedication of all streets, avenues and alleys through, over, on or across the following described property, situated in the city of Birmingham, in the State of Alabama, namely: That tract of land bounded on the east by 12th street, on the south by Avenue B, or Second Avenue South, and on the north and west by the right of way of the Louisville & Nashville

Railroad; and also to vacate the dedication of all alleys through the following two tracts of land; first, the tract of land in the city of Birmingham bounded on the south by Second Avenue South, on the east by 13th Street, on the west by 12th Street, and on the north by first Avenue South; second, the tract of land bounded on the south by First Avenue South, on the east by 13th Street, on the west by 12th Street, and on the north by the right of way of the Louisville & Nashville Railroad and the general railroad right of way through the city of Birmingham.

And sends same herewith to the Senate with notice and proof attached and herewith exhibited as follows:

NOTICE.

Notice is hereby given that it is the intention of the Republic Iron and Steel Company to apply to the Legislature of Alabama, when it reconvenes in July, 1915, to pass a bill which will be substantially as follows:

A BILL

To be entitled an act to vacate the dedication of all streets, avenues and alleys through, over, on or across the following described property, situated in the city of Birmingham, in the State of Alabama, namely: That tract of land bounded on the east by 12th street, on the south by Avenue B, or second avenue, south, and on the north and west by the right of way of the Louisville & Nashville Railroad; and also to vacate the dedication of all alleys through the following two tracts of land: First, the tract of land in the city of Birmingham bounded on the south by second avenue, south, on the east by 13th street, on the west by 12th street, and on the north by first avenue, south; second, the tract of land bounded on the south by first avenue, south, on the east by 13th street, on the west by 12th street, and on the north by the right of way of the Louisville & Nashville Railroad and the general railroad right of way through the city of Birmingham.

Section 1. Be it enacted by the Legislature of Alabama, that the dedication of all streets, avenues and

alleys through that tract of land situated in the city of Birmingham which is bounded on the south by second avenue, south, on the east by 12th street, and on the north and west by the right of way of the Louisville and Nashville Railroad, be and the same are hereby annulled, and that all the streets, avenues and alleys through the property aforesaid shall forever cease to be public highways, and that all rights of the public, as the result of any dedications of streets, avenues and alleys through said property, be and the same hereby are relinquished and abandoned.

Sec. 2. Be it further enacted, that the dedication of all alleys through that property situated in the city of Birmingham which is bounded on the south by second avenue, south, on the north by first avenue, south, on the east by 13th street, and on the west by 12th street, be and the same is hereby annulled; and that all alleys within the property above described shall forever cease to be public highways, and that all rights of the public through said property as the result of any dedication of allayes through the same be and the same are hereby relinquished and abandoned.

Sec. 3. Be it further enacted, that the dedication of all alleys through that property in the city of Birmingham which is bounded on the south by First avenue, South, on the east by 13th street, on the west by 12th street, and on the north by the right of way of the Louisville and Nashville Railroad and the general railroad right of way, be and the same is hereby annulled, and that all alleys which have been dedicated through the property aforesaid shall forever cease to be public highways, and the rights of the public as the result of the dedication of any alleys through said property be and the same are hereby relinquished and abandoned.

Sec. 4. There has been doubt and uncertainty as to what, if any, streets, avenues and alleys have heretofore in any way been dedicated through that tract of land situated in the city of Birmingham known as the Birmingham Rolling Mill property, said property being bounded on the south by Second avenue, south, on the

east by 13th street, on the west and north by the right of way of the Louisville and Nashville Railroad Company and the general railroad right of way through the city of Birmingham. And it is the purpose and intention of this bill to enact, and it hereby is enacted, that all streets, avenues and alleys which have heretofore in any manner been dedicated through said Birmingham Rolling Mill property shall forever cease to be public highways, and that all rights of the public through said property as the result of any dedication of streets, avenues and alleys be and the same are hereby relinquished and abandoned; except and provided that the dedication of Avenue A, or First avenue, south, through said property from 13th street to the west line of 12th street, and the dedication of 12th street through said property from Second avenue, south, to the Louisville and Nashville Railroad right of way, shall not be affected by this act, and that the rights of the public in First avenue, south, from 13th street to the west line of 12th street, and in 12th street from Second avenue to the Louisville and Nashville Railroad right of way, are not hereby relinquished.

State of Alabama, }
Jefferson County. }

Before me, Geo. H. Stevenson, a notary public in and for said State and county, personally appeared William H. H. Judson, who, being by me first duly sworn, deposes and says that affiant is the publisher of the Bessemer Weekly, a weekly newspaper published at Bessemer, in the county of Jefferson and in the State of Alabama, and that the attached notice given by the Republic Iron & Steel Company of its intention to apply to the Legislature of Alabama when it reconvened in July, 1915, to pass the bill described in said notice, was published once a week for four consecutive weeks in said Bessemer Weekly, published and issued as aforesaid in the city of Bessemer and county of Jefferson, State of Alabama, said notice having been published on the following days, namely: June 19, 1915, June 26, 1915, July 3, 1915, and July 10, 1915.

Wm. H. H. Judson.

Sworn to and subscribed before me, Geo.
(Seal.) H. Stevenson, a notary public in and for Jef-
ferson county, Alabama, this 15th day of
July, 1915.

G. H. Stevenson,
Notary Public.

Also,

H. 304. To rearrange and fix the boundary line
and show the lands included in the town of Mignon,
Talladega county, Alabama.

And sends same herewith to the Senate with notice
and proof attached and herewith exhibited as follows:

To be entitled an act to rearrange and fix the boundary
line and show the lands included in the Town of Mig-
non, Talladega county, Alabama.

Be it enacted by the Legislature of Alabama, That
the limits of the town of Mignon, Talladega county,
Alabama, shall embrace an area of land, as follows, to-
wit:

Beginning at the S. E. corner of section 19, township
21, range 4 east and running south 500 feet along the
section line between sections 29 and 30, thence west
along a straight line parallel to the section line between
sections 19 and 20 to a point on the Sylacauga and Chil-
dersburg road, thence south along said road to the S.
W. corner of the N. E. $\frac{1}{4}$ of the N. E. $\frac{1}{4}$ of section 30,
thence west to the N. W. corner of the S. W. $\frac{1}{4}$ of the
N. E. $\frac{1}{4}$ of section 30, thence north to the N. W. corner
of the N. W. $\frac{1}{4}$ of the S. E. $\frac{1}{4}$ of section 30, thence east
to the N. E. corner of the N. W. $\frac{1}{4}$ of the N. E. $\frac{1}{4}$ of
section 30, thence north to the N. W. corner of N. E.
 $\frac{1}{4}$ of the S. E. $\frac{1}{4}$ of section 19, thence east to the N. E.
corner of the S. E. $\frac{1}{4}$ of section 19, thence east 660 feet
along the quarter section line, thence south 330 feet to
a point, thence east to the western boundary of the N.
E. $\frac{1}{4}$ of the S. W. $\frac{1}{4}$ of section 20, thence south along
said boundary to a point 100 feet south of the N. E. cor-
ner of the S. W. $\frac{1}{4}$ of the S. W. $\frac{1}{4}$ of section 20, thence
east 660 feet to a point, thence north to the section line
dividing sections 29 and 20, thence south 250 feet, thence
west 660 feet to a point on the east boundary of the

N. W. $\frac{1}{4}$ of the N. W. $\frac{1}{4}$ of section 29, thence south to the S. E. corner of the N. W. $\frac{1}{4}$ of the N. W. $\frac{1}{4}$ of section 29, thence west to the Central of Georgia right-of-way, thence north-westwardly along said right-of-way to a point where the right-of-way crosses the northern boundary line of section 29, thence west along said section line to the S. E. corner of section 19, the point of beginning. All of the above is in range 4, township 21.

State of Alabama, }
Talladega County, }

Personally appeared before me, the undersigned authority, Will A. Moody, editor and publisher of the Sylacauga Advance, who being duly sworn, deposes and says that the notice hereunto attached was published in The Sylacauga Advance, a newspaper published in Talladega county where the town of Mignon is situated, for four consecutive weeks, on the following dates, to-wit: Dec. 16, Dec. 23 and Dec 30, 1914 and Jan. 6, 1915.

Will A. Moody,
Editor of The Advance.

Sworn and subscribed to before me this 19th day of January, 1915.

H. K. Stockly,
Notary Public.

Also,

H. 1194. To divide Elmore county, Alabama, into four commissioners districts and to provide for the election of the commissioners from each of said districts.

And sends same herewith to the Senate with notice and proof attached and herewith exhibited as follows:

Notice is hereby given that at the 1915 session of the Legislature a bill will be introduced to be entitled:

AN ACT

To divide Elmore county, Alabama, into four commissioners districts and to provide for the election of the commissioners from each of said districts.

Be it enacted by the Legislature of Alabama:

Section 1. That Elmore county is hereby divided into four commissioners districts to be known and called commissioners districts 1, 2, 3, and 4.

Sec. 2. That district 1 in said county shall be composed of and embrace beats 1, 2, 3, 15, and 19; that district 2 in said county shall be composed of and embrace beats 4, 5, 8 and 13; that district 3 in said county shall be composed of and embrace beats 6, 7, 11, and 12; that district 4 in said county shall be composed of and embrace beats 9, 10, 14, 16, 17, and 18; and one county commissioner for the county of Elmore shall be elected from each of said commissioners districts, and not more than one commissioner shall be nominated in a primary election or elected at a State and county election from the same commissioners district.

Sec. 3. That the county commissioners from each district shall be nominated by the qualified voters of the said district in which they reside and after their nomination by the qualified electors of their district only, they shall be elected as provided by law by the qualified voters of the entire county.

Sec. 4. That this act shall not affect the right of tenure of office of the present county commissioners of Elmore county, but said commissioners shall continue to hold and discharge their duties of their said office until their successors are elected and qualified under this act.

Sec. 5. Be it further enacted, that all laws or parts of laws in conflict with this act be and the same are hereby repealed.

6-10-4t

The State of Alabama, }
Elmore County. }

Before me, M. D. Still, Judge of Probate in and for said county, in said State, personally appeared H. R. Golson, who, by me being first duly sworn, deposes and says on oath that he is the editor and publisher of the Weekly Herald, a newspaper published in the town of Wetumpka, county of Elmore, and State of Alabama, and that the above and foregoing notice was published in the said The Weekly Herald for four consecutive weeks before the making of this affidavit without cost

to the State of Alabama, and that said notice appeared in said The Weekly Herald in its issues of the 10th, 17th, and 24th days of June, and the 1st day of July, 1915.

H. R. Golson.

Sworn to and subscribed before me on this, the 12th day of July, 1915.

M. D. Still,
Judge of Probate.

Also,

H. 1240. For the relief of W. T. Steele as treasurer of Bibb county, Alabama.

And sends the same herewith to the Senate with notice and proof attached and herewith exhibited as follows:

NOTICE AND PROOF.

Exhibit "A."

NOTICE.

Notice is hereby given of the intention to apply to the Legislature of Alabama to have passed an act for the relief of W. T. Steele as treasurer of Bibb county, Alabama, to relieve him as such treasurer from any liability on account of having paid the following warrants issued by the court of county commissioners of Bibb county, Alabama, viz:

Warrants No. 3,923 for \$136.00, No. 3,924 for \$136.00, No. 3,925 for \$136.00, all in favor of Miss N. Clements.

Warrants No. 133 for \$93.78, No. 195 for \$58.67, No. 210 for \$40.33, all in favor of Bibb County Banking & Trust Company.

Warrant No. 555 for \$102.08 in favor of W. W. Lavender, attorney.

Warrant No. 365 for \$158.00 in favor of West Blocton Savings Bank.

Warrant No. 226 for \$38.25 in favor of N. E. Stewart.

Warrant No. 328 for \$80.00 in favor of H. J. Ward.
Such warrants being payments of interest on money

borrowed by Bibb county, Alabama, for general purposes.

This the 12th day of January, 1915.

State of Alabama, }
Bibb County. }

Before me, R. L. Avery, clerk of the county court in and for said State and county, personally appeared L. H. Nunnelee, who, being by me first duly sworn, deposes and says that he is the publisher of the Center-ville Press, a newspaper published in Bibb county, Alabama, and that the notice attached, marked "Exhibit A," was published in said paper for three successive weeks, viz.: January 28th, 1915, February 4th, 1915, and February 11th, 1915.

L. H. Nunnelee.

Sworn to and subscribed before me, this the 26th day of July, 1915.

R. L. Avery,
Clerk of the Circuit Court.

And sends same herewith to the Senate.

W. F. Herbert,
Clerk.

HOUSE MESSAGES.

The House bills in the foregoing House message were severally read once and referred to appropriate standing committees as follows:

H. 1341, 1247. To the Committee on Judiciary.

H. 1240. To Committee on Finance and Taxation.

H. 1188, 1314. To Committee on County and County Boundaries.

H. 1313. To Committee on Education.

H. 870. To Committee on Penitentiary, Prison and Prison Punishment.

H. 1029. To Committee on Banking and Insurance.

H. 1203, 1243, 1012, 1310, 1153, 1023, 1320, 1145, 1287, 1128, 1093, 1175, 1275, 1114, 1194. To Committee on Local Legislation.

H. 1117, 854, 1290, 1174, 1177, 1291, 1242, 304. To Committee on Municipalities and Municipal Organizations.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has passed the following Senate bills and returns same herewith to the Senate:

S. 340. To change the boundary lines of the city of Bridgeport, Jackson county, Alabama.

Also,

S. 627. To change the boundary line of the town of Fort Payne, Ala.

Also,

S. 463. To authorize and require the county treasurer of Greene county, Alabama, to transfer all monies from the fine and forfeiture fund of said county into the general fund of said county, and to pay from said general fund all legal claims against said fine and forfeiture fund.

Also,

S. 389. To provide that one-fourth of the annual revenue of the town of Dadeville from licenses and taxes shall be used for the maintenance of its public schools; that the unused portion of same shall be transferred to the general fund on the first day of July in each year, and to provide what expenses of the public schools shall be paid out of the school fund.

Also,

S. 607. To ratify and confirm the payment of a certain county warrant paid by Joe S. Bird, treasurer of Shelby county, Alabama, and to discharge said Joe S. Bird and his sureties on his official bond from all liability on account of the payment of such warrant.

Also,

S. 610. To create and establish the Uniontown Road District in Perry county, Alabama; to provide for the improvement, maintenance, establishment, control, erection, building, and supervision of the roads and bridges therein; to establish and create a board of supervisors therein and therefore, and to fix and define the powers, duties and authority of said board.

Also,

S. 487. To abolish the office of county treasurer of Houston county, and to require the county funds to be deposited in some national or State bank in the county of Houston as the commissioners court of said county of Houston may elect, and to provide for the custody of such funds and the payment of interest on same.

W. F. Herbert,
Clerk.

RECONSIDERATION OF VOTE ON PASSAGE OF BILL.

On motion of Mr. Lee:

S. 528. To amend sections 5957, 5959 and 5960 of the Code and repeal section 5958 of the Code.

Passed on yesterday was re-called and the vote upon the passage of same was re-considered, and the vote ordering same to a third reading was re-considered, and Mr. Lee offered the following amendment to said bill:

Amend the caption of Senate Bill 528 by striking out "5959" and the words "and repeal section 5958 of the Code," where same occur in said caption.

Which was adopted.

Yeas, 22; nays, 0.

Yeas:

Messrs.:	Easterly	Hollis	Miller
Bell	Ellis	Holmes	McCain
Brown	Faulk	Kline	Pride
Burns	Hall	Lee	Weathers
Cooper	Hartwell	Lewis	Winkler
Denson	Higgins	Lusk	—22.

Nays, 0.

And said bill, as thus amended, was again read a third time at length and passed.

Yeas, 22; nays, 0.

Yeas:

Messrs.:	Cooper	Ellis	Hall
Bonner	Denson	Elrod	Hartwell
Brown	Easterly	Faulk	Higgins

Hollis	Kline	Lusk	Pride
Holmes	Lee	Miller	Weathers
Key	Lewis	McCain	—22.

Nays, 0.

BILLS ON THIRD READING.

The bill:

S. 374. To prohibit white female nurses from nursing, or being employed in nursing in wards or rooms in hospitals, either public or private, in which negro men are placed for treatment, or to be nursed, and to provide the punishment for a violation thereof.

Was read a third time at length and passed.

Yeas, 32; nays, 0.

Yeas:

Messrs.:	Easterly	Hill	Lusk
Arrington	Ellis	Holmes	Miller
Bell	Elrod	Jones	McCain
Bonner	Faulk	Judge	Price
Brown	Green	Key	Pride
Bulger	Hall	Kline	Wallace
Burns	Hartwell	Lee	Weathers
Cooper	Higgins	Lewis	Winkler
Denson			—32.

Nays, 0.

The bill:

S. 685. To ratify, confirm and validate all payments heretofore made by county treasurers on warrants drawn by probate judges under supposed valid orders of courts of county commissioners, or boards of revenue, to aid in cattle tick eradication, but subsequently found to be illegal.

Was taken up.

Mr. Key offered the following amendment to said bill, to wit:

Amend the title by inserting after the words "boards of revenue" and before words "to aid in cattle tick," these words: "And to to ratify, confirm, and validate

all contracts and orders made by such court of county commissioners or boards of revenue."

Amend by adding section 2.

Section 2. That all orders and contracts heretofore made by courts of county commissioners or boards of revenue for labor performed or materials furnished for the construction of dipping vats for tick eradication are hereby ratified, confirmed and validated and the county treasurers of such counties are hereby authorized and required to pay all such warrants drawn in accordance with such contracts or orders.

Which was adopted.

Yeas, 26; nays, 0.

Yeas:

Messrs.:	Ellis	Holmes	Miller
Arrington	Elrod	Jones	McCain
Bell	Faulk	Key	Price
Bonner	Green	Kline	Pride
Bulger	Hartwell	Lee	Wallace
Cooper	Higgins	Lewis	Weathers
Denson	Hill	Lusk	—26.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 28; nays, 0.

Yeas:

Messrs.:	Denson	Holmes	Lusk
Arrington	Ellis	Jones	Miller
Bell	Elrod	Judge	McCain
Bonner	Faulk	Key	Price
Brown	Hartwell	Kline	Pride
Bulger	Higgins	Lee	Wallace
Burns	Hill	Lewis	Weathers
Cooper			—28.

Nays, 0.

The bill:

S. 575. To prevent fraud and deception in the sale of Alabama grown fruits and vegetables. To provide

for the registering of shipping labels or designs of individual shippers or associations. To prevent the fraudulent use of the same, and to provide penalties for the violation of this act.

Was taken up.

The following substitute offered by the Committee on Agriculture, to wit:

A Bill to be Entitled

AN ACT

To prevent fraud and deception in the sale of Alabama grown fruits and vegetables; to provide for the registering of shipping labels or designs of individual shippers or associations; to prevent the fraudulent use of the same, and to provide penalties for the violation of this act.

Be it enacted by the Legislature of Alabama:

Section 1. The term "closed package" used in this act shall be construed to mean a barrel, box, basket, carrier, or crate, of which all the contents cannot readily be seen or inspected, when such package is prepared for market. Fresh fruits or vegetables in baskets or boxes, packed in closed or open crates and packages covered with burlap or other like material or slat covers shall come within the meaning of the term "closed packages." None of the provisions of this act shall apply to other than Alabama grown fruits and vegetables.

Sec. 2. Every person who, by himself or by his agent or employee, packs or re-packs fresh fruits or vegetables in closed packages intended for sale in the open market, shall cause the same to be marked in a plain and indelible manner as follows:

First. With his full name and address, including the name of the State where such fresh fruits and vegetables are packed, before such fresh fruits and vegetables are removed from the premises of the packer or dealer.

Second. The name and address of such packer or dealer shall be printed or stamped on said closed package in letters not less than one-quarter inch in height.

Sec. 3. No person shall sell or offer, expose, have in possession for sale in the open market, any fresh fruits or vegetables, packed in a closed package, and intended for sale, unless such package is marked as required by this act.

Sec. 4. No person shall sell or offer, expose, or have in his possession for sale, any fresh fruits or vegetables packed in closed or open packages upon which package is marked any designation which represents such fruit as No. 1, best, extra good, fancy, selected, prime, standard, or other superior grade or quality, unless such fruit or vegetables consist of well grown specimens, sound and of nearly uniform size, normal shape and of good color for the variety and not less than (90%) ninety per cent. free from injurious or disfiguring bruises, diseases, insect injuries or other defects, natural deterioration and decay in transit or storage excepted.

Sec. 5. No person shall sell or offer, expose, or have in his possession for sale, and fruits or vegetables packed in any package in which the faced or shown surface gives a false representation of the contents of such package, and it shall be considered a false representation when more than twenty per cent. of such fresh fruits or vegetables are substantially smaller in size than, or inferior in grade to, or different in variety from, the faced or shown surface of such package, natural deterioration and decay in transit or storage excepted.

Sec. 6. The commissioner of agriculture and industries shall prepare and keep a record for the purpose of registering shipping labels or designs to be placed or used on closed packages, and any person, firm or association who shall submit any label or design to be used by them in the shipment of fruits and vegetables under this act, with an accompanying fee of one dollar, shall have the same recorded; said label or design shall include the name of the person, firm or association, and may include the farm name or orchards and the commissioner of agriculture and industries shall issue a certificate thereof, and no person, firm or association shall use said label or design or package to which said

label or design is affixed other than the owner thereof, and the said certificate of the commissioner of agriculture and industries shall be competent evidence in any court of justice of the ownership of said label or design; provided, where a label or design duplicates one already recorded, he shall notify said applicant of the duplication and require a change in design to identify each shipper.

Sec. 7. Every person, who by himself, agent, or employee, knowingly violate any of the provisions of this act, shall for each such offense, be deemed guilty of a misdemeanor, and upon conviction thereof, shall be punished by a fine not exceeding ten dollars or by imprisonment in the county jail for a period not exceeding thirty days, or by both, such fine and imprisonment in the discretion of the court.

Which was adopted.

Yeas, 24; nays, 0.

Yeas:

Messrs.:	Easterly	Hill	McCain
Bonner	Ellis	Hollis	Price
Brown	Elrod	Holmes	Pride
Burns	Faulk	Key	Wallace
Cooper	Hartwell	Kline	Weathers
Denson	Higgins	Miller	—22.

Nays, 0.

Said bill, as thus amended, was read a third time at length and passed.

Yeas, 25; nays, 0.

Yeas:

Messrs.:	Easterly	Hollis	McCain
Bonner	Ellis	Holmes	Price
Brown	Elrod	Judge	Pride
Bulger	Faulk	Key	Wallace
Burns	Green	Kline	Weathers
Cooper	Higgins	Miller	Winkler
Denson			—24

Nays, 0.

RESOLUTIONS.

Mr. Holmes offered the following resolution:

S. R. 125. Resolved by the Senate of Alabama, that the personnel of the Finance and Taxation Committee be increased from eleven to twelve.

Which was read at length and referred to the Standing Committee on Rules.

By Mr. Wallace:

S. R. 126. Resolved, that Senate Bill 697 be made a previous, special, paramount, continuing order for the next legislative day at 10:00 o'clock A. M.

By Mr. Faulk:

S. R. 127. Whereas, Cullman has stood in recent years among the foremost counties in agriculture and the fruit industry.

And whereas, the able Senator, the Hon. Charles J. Higgins, has so generously and courteously treated his colleagues to some of Cullman's most delicious fruit.

Therefore, be it resolved by the Senate of Alabama, that we hereby heartily thank the genial statesman from Cullman for his thoughtfulness and hospitality.

Which was read at length and unanimously adopted by the Senate.

Mr. Jones, chairman of the Standing Committee on Rules, reported to the Senate:

S. R. 128. Resolved, that when the Senate adjourns to day, it shall adjourn to meet Monday, August 16, 9 o'clock A. M.

Which was adopted.

Mr. Jones also reported to the Senate the following resolution:

S. R. 129. Resolved that the Senate make the following bills a special, paramount and continuing order for 11:30 A. M. Saturday, August 14.

H. 380, H. 868, H. 874, S. 483, S. 484, H. 893, H. 899, S. 412, S. 410, H. 930.

Mr. Lewis moved to amend said resolution by knocking out H. 380, which was, upon motion of Mr. Lusk, laid upon the table, and said resolution was then adopted by the Senate.

By Mr. Jones:

S. R. 130. Resolved by the Senate, the House concurring, that the House be requested to return to the Senate S. 486 for correction.

Which was adopted.

BILLS ON THIRD READING RESUMED—CONSIDERATION
SPECIAL ORDER.

The bill:

H. 380. To further prescribe the authority and duties of the attorney general and of solicitors; and to provide for the employment of assistants to the attorney general and of special counsel; to make an appropriation for the conduct of the office of attorney general, for the better enforcement of the law, and to prescribe the method of its expenditure.

Was taken up.

The following amendment offered by the Committee on Revision of Laws, to wit:

Amend the caption of the bill by striking out the following words: "And to provide for the employment of assistants to the attorney general and of special counsel; to make an appropriation for the conduct of the office of the attorney general."

Amend the bill by striking out sections four and five.

Mr. Lusk moved to table the amendment, which motion was lost.

Mr. Lusk then moved that the Senate remain in session until the pending bill was disposed of, which motion prevailed.

Mr. Lusk then moved to table the committee amendment above set out, which motion prevailed.

Yeas, 16; nays, 13.

Yeas:

Messrs.:	Denson	Jones	Miller
Bell	Faulk	Key	McCain
Bonner	Hartwell	Kline	Pride
Brown	Holmes	Lusk	Wallace
Bulger			

Nays:			
Messrs.:	Elrod	Judge	Price
Arrington	Green	Lee	Weathers
Burns	Higgins	Lewis	Winkler
Ellis	Hill		—13.

Mr. Lusk then offered the following substitute for said bill, to wit:

A Bill to be Entitled
AN ACT

To further prescribe the authority and duties of the attorney general and of solicitors acting under his authority; and to provide for the employment of regular and special assistants to the attorney general; to make an appropriation for the conduct of the office of attorney general for the better enforcement of the law, and to prescribe the method of its expenditure.

Be it enacted by the Legislature of Alabama:

1. That the attorney general shall have the authority either in person or by assistant, to appear before any grand jury in this State, and to present any matter or charge to them for investigation, and to prepare and present to the grand jury indictments for any violation of the laws of this State, and issue subpoenas for witnesses to appear in the same manner and to the same extent as solicitors are now, or may hereafter be, authorized by law to do.

2. That the attorney general, either in person or by one of his assistants, shall have the authority at any time he sees proper, either before or after indictment, to superintend and direct the prosecution of any criminal cause in any of the courts of this State; and it shall be the duty of the solicitor prosecuting in such court, to assist and act in connection with the attorney general, or his assistant in such cause.

3. That the attorney general shall have the authority and it shall be his duty to give the solicitors of the several circuits any opinion, instruction or advice necessary or proper aid to them in the proper discharge of their duties either by circular or personal letter,

and may direct any solicitor to aid and assist in the investigation or prosecution of any cause in which the State is interested, in any other circuit, or county than that of the solicitor so directed. Such solicitor shall have and exercise in such other county or circuit all the powers and authority imposed by law upon the solicitor of such other county or circuit; provided, that the authority contained in this section shall not be held to conflict with or abridge any authority which may have been or which may be vested in the Chief Justice of the Supreme Court; provided further, that nothing herein contained shall be construed to authorize the attorney general, any assistant of the attorney general, or other person at the instance or request of the attorney general, to appear or in any way act in the name of the State in any civil suit or proceeding by or against any county or county officer in which the State of Alabama has no direct financial interest.

4. That whenever in his opinion the public interest requires it, by reason of the volume of work in his office and the importance of the business and the interests of the State in the matter, whether civil or criminal, the attorney general may retain and employ in the name of the State of Alabama such attorneys and counselors at law as he thinks necessary to the proper conduct of the public business, and shall stipulate in writing with such attorneys and counselors the amount of their compensation before employing them, and shall have supervision of their conduct and proceedings.

Every attorney or counselor who is especially retained under the authority of the attorney general to assist in the trial of any case, or in any other matter in which the State is interested, shall receive a commission from the secretary of State as a special assistant to the attorney general, and shall take the oath required by law to be taken by the attorney general, and shall be subject to all the liabilities imposed upon them by law.

The special assistants to the attorney general herein authorized shall be paid upon the warrant of the auditor drawn upon the certificate of the attorney general that their services were actually rendered, that they

were necessary for the efficient conduct of the public business and could not be performed by the officers regularly provided by law.

5. No head of any department or State official, shall employ attorneys or counsel at the expense of the State; but when in need of counsel or advice shall call upon the attorney general, who in person or by assistant shall attend to the same.

6. For the conduct of the office of attorney general, including the employment of such assistants as he may need in the performance of his duties whom he is hereby authorized to employ, who shall hold office at his pleasure and whose compensation he shall fix in writing, the employment of special assistants, the necessary clerical and other assistance, the investigation of the violations of the criminal law and for the prosecution of crime, for the conduct, investigation and prosecution of any civil cause in which the State is interested or the State's revenues involved, the payment of the traveling expenses of the attorney general and assistants incurred in the performance of their duties and of the necessary expenses of solicitors traveling in obedience to the direction of the attorney general as herein prescribed and for other necessary and incidental expenses of the office, there is hereby appropriated the sum of twelve thousand five hundred dollars (\$12,500.00) to be expended annually by warrant drawn by the State auditor upon the certificate of the attorney general of accounts properly itemized and sworn to; provided that regularly employed clerks and assistants shall be paid monthly out of this appropriation as other State officers and clerks are paid. Provided further, that this appropriation is not in addition to any salaries heretofore fixed by law for any assistant or employee in the office of the attorney general, but the compensation of all assistants and clerical help shall be paid out of this appropriation and according to the terms of this act.

7. During the absence of the attorney general from the seat of government, or when so directed by him, the assistant attorneys general shall have the authority to render official opinions to such officers as the attorney

general is required to advise and to perform such other duties as may be directed by the attorney general; provided that during such absence such authority shall be vested in the senior assistant to be designated by the attorney general, and in the absence of the latter also, in the next ranking assistant. The performance of such duties by such assistant shall have the same force and effect as if performed by the attorney general.

8. That whenever it is shown to the reasonable satisfaction of the attorney general, that there is due to the State any debt or money, or that property of the State is unlawfully in the possession of any persons or corporation he must forthwith take such steps as may be necessary to recover the same.

9. That if, for any reason, any section, provision or cause, or any part of this act shall be held to be unconstitutional or invalid, then that fact shall not affect or destroy the validity or constitutionality of any other section, provision, clause or part of this act, which is not in and of itself unconstitutional or invalid, and the remaining portion of the act shall be held valid without regard to the section, provision, clause, or part so held to be invalid.

Mr. Winkler offered the following amendment to said substitute:

Amend by striking "\$12,500.00" where it appears in said bill.

Which was, upon motion of Mr. Lusk, laid upon the table.

Yeas, 19; nays, 12.

Yeas:

Messrs.:	Denson	Holmes	Miller
Bell	Faulk	Jones	McCain
Bonner	Hall	Key	Pride
Brown	Hartwell	Kline	Wallace
Bulger	Hill	Lusk	Weathers

—19.

Nays:

Messrs.:	Ellis	Higgins	Lewis
Arrington	Elrod	Judge	Price
Burns	Green	Lee	Winkler
Easterly			

—12.

And said substitute offered by Mr. Lusk was then adopted.

Yeas, 23; nays, 8.

Yeas:

Messrs.:	Denson	Holmes	McCain
Bell	Easterly	Jones	Price
Bonner	Faulk	Key	Pride
Brown	Hall	Kline	Wallace
Bulger	Hartwell	Lusk	Weathers
Burns	Hill	Miller	Winkler
			—23.

Nays:

Messrs.:	Elrod	Higgins	Lee
Arrington	Green	Judge	Lewis
Ellis			—8.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 20; nays, 10.

Yeas:

Messrs.:	Denson	Jones	McCain
Bell	Faulk	Key	Price
Bonner	Hall	Kline	Pride
Brown	Hartwell	Lusk	Wallace
Bulger	Holmes	Miller	Winkler
Burns			—20.

Nays:

Messrs.:	Ellis	Higgins	Lewis
Arrington	Elrod	Judge	Weathers
Easterly	Green	Lee	—10.

REPORT FROM COMMITTEE ON ENGROSSED BILLS.

Mr. President:

We, your Standing Committee on Engrossed Bills, beg leave to report that said committee, in session, have examined and compared the following engrossed bills with the originals and find same correctly engrossed, to wit:

S. 171. To amend article 31, chapter 41, of the Code of Alabama.

S. 489. To re-establish the county courts which are provided for in article three (3) of chapter one hundred and ninety-eight (198) of the Code of Alabama in all counties wherein the same have heretofore been abolished, except in counties having a population of seventy-five thousand (75,000) or more according to the last preceding Federal census, and to define the power, jurisdiction and duty of all the county courts which are hereby re-established and of all the county courts which are provided for by article three (3) of chapter one hundred and ninety eight (198) of the Code of Alabama, and to prescribe the manner in which prosecutions for misdemeanors shall be begun, tried and determined therein and appeals taken therefrom, and to transfer all indictments pending in any county court to the circuit court of the county where found for trial therein, and to repeal all laws, whether local, general or special, in conflict with the provisions of this act.

S. 490. To further regulate the practice in county courts.

S. 491. To amend section 2987 of the Code of Alabama.

S. 492. To provide for taking testimony orally in open court in equity cases.

S. 500. To regulate and prescribe the manner of giving notice of any and all proceedings in the courts to non-residents of the State and county in which proceedings are pending.

S. 501. To further prescribe and regulate the right and manner of taking appeals in civil and criminal cases and their submission in the Supreme Court and Court of Appeals.

S. 502. To amend section 3227 of the Code.

S. 503. To amend sections 5997, 5998, 5999 and 6006 of the Code of Alabama.

S. 504. To require a certified copy of each opinion rendered by the Supreme Court and by the Court of Appeals of Alabama to be promptly sent to the clerk of the court from which the case was appealed.

S. 505. To require all the fees allowed by sections 6655 and 6656 of the Code, in the county court to be paid into the county treasury; to provide a fund out of which the salaries of the judges of the county court shall be paid, and to fix the amount of such salaries.

S. 507. To prescribe the notice, time and procedure for holding elections on proposed amendments to the Constitution.

S. 508. To amend section 3115 of the Code.

S. 509. To regulate amendments to bills and answers in equity causes.

S. 510. To amend section 3164 of the Code, as amended by an act approved April 21, 1911.

S. 526. To repeal section 6718 of the Code on the subject of "Proceedings in the County Courts."

W. J. Price,
Chairman.

REPORT FROM COMMITTEE ON ENROLLED BILLS.

Mr. President:

Your Standing Committee on Enrolled bills beg leave to report that said committee, in session, have compared the following enrolled bills, with the engrossed and original bills, respectively, and find same correctly enrolled, to wit:

S. 463. An act to authorize and require the county treasurer of Greene county, Alabama, to transfer all monies from the fine and forfeiture fund of said county into the general fund of said county, and to pay from said general fund all legal claims against said fine and forfeiture fund.

S. 389. An act to provide that one-fourth of the annual revenue of the town of Dadeville from licenses and taxes shall be used for the maintenance of its public schools; that the unused portion of same shall be transferred to the general fund on the first day of July in each year and to provide what expenses of the public schools shall be paid out of the school fund.

S. 487. An act to abolish the office of county treasurer of Houston county, and to require the county funds to be deposited in some national or State bank in the

county of Houston as the commissioners court of said county of Houston may elect, and to provide for the custody of such funds and the payment of interest on same.

S. 607. An act to ratify and confirm the payment of a certain county warrant paid by Joe S. Bird, treasurer of Shelby county, Alabama, and to discharge said Joe S. Bird and his sureties on his official bond from all liability on account of the payment of such warrant.

S. 610. An act to create and establish the Uniontown Road district in Perry county, Alabama; to provide for the improvement, maintenance, establishment, control, erection, building, and supervision of the roads and bridges therein; to establish and create a board of supervisors therein and therefor, and to fix and define the powers, duties and authority of said board.

S. 627. An act to change the boundary line of the town of Fort Payne, Ala.

S. 340. An act to change the boundary lines of the city of Bridgeport, Jackson county, Alabama.

C. H. Miller,
Chairman.

SIGNING OF BILLS.

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the secretary of the Senate, signed the following bills:

S. 463. An act to authorize and require the county treasurer of Greene county, Alabama, to transfer all monies from the fine and forfeiture fund of said county into the general fund of said county, and to pay from said general fund all legal claims against said fine and forfeiture fund.

S. 389. An act to provide that one-fourth of the annual revenue of the town of Dadeville from licenses and taxes shall be used for the maintenance of its public schools; that the unused portion of same shall be transferred to the general fund on the first day of July in

each year and to provide what expenses of the public schools shall be paid out of the school fund.

S. 487. An act to abolish the office of county treasurer of Houston county, and to require the county funds to be deposited in some national or State bank in the county of Houston as the commissioners court of said county of Houston may elect, and to provide for the custody of such funds and the payment of interest on same.

S. 607. An act to ratify and confirm the payment of a certain county warrant paid by Joe S. Bird, treasurer of Shelby county, Alabama, and to discharge said Joe S. Bird and his sureties on his official bond from all liability on account of the payment of such warrant.

S. 610. An act to create and establish the Uniontown Road district in Perry county, Alabama; to provide for the improvement, maintenance, establishment, control, erection, building, and supervision of the roads and bridges therein; to establish and create a board of supervisors therein and therefor, and to fix and define the powers, duties and authority of said board.

S. 627. An act to change the boundary line of the town of Fort Payne, Ala.

S. 340. An act to change the boundary lines of the city of Bridgeport, Jackson county, Alabama.

ORDER TO PRINT.

On motion of Mr. Hill, the Senate directed the secretary to have 500 copies of:

H. 870. To establish Alabama Prison Commission, to provide for the appointment of its members, to fix and define its powers, authority and duties, and to provide regulations of the administration, control and management of the prison, prisoners, and business pertaining to convicts, under the control of the commission.

Printed for the use of the Senate.

RECESS.

A. 1:10 o'clock P. M., on motion of Mr. Milner, the Senate took a recess until 3 o'clock this afternoon.

AFTERNOON SESSION.

THIRTY-FIRST DAY.

Saturday, August 14, 1915.

The Senate re-assembled at 3 o'clock P. M.

ROLL CALL.

Upon a call of the roll 24 senators answered to their names, a quorum of the Senate.

INTRODUCTION OF BILLS.

Upon a call of districts bills were introduced, severally read one time, and referred to appropriate standing committees, as follows:

By Mr. Lee:

S. 807. To provide for elections, to authorize any county in the State and any school district now existing or hereafter formed in any county, to levy and collect a special county tax for public school purposes, not exceeding thirty cents (30) on each one hundred dollars (\$100.00) worth of taxable property in such county and in such school district.

Committee on Education.

By Mr. Judge:

S. 808. To fix the compensation of circuit judges, circuit solicitors and assistant solicitors in all circuits of the State of Alabama which circuits are composed of only one county and having two or more judges, or which circuits may hereafter have two or more judges, and to provide that a portion of such salaries be paid out of the county treasury of the counties constituting the respective circuits.

Committee on Judiciary.

REPORTS OF COMMITTEES.

Mr. Wallace, chairman of the Standing Committee on Local Legislation, reported that said committee, in session, had acted on the following bills and ordered same returned to the Senate with a favorable report,

and they were severally read a second time and placed on the calendar, to wit:

By Mr. Wallace (with substitute):

S. 784. To annul, remit and cancel an alleged indebtedness claimed by the county of Shelby against W. E. Harrison in a suit pending in the circuit court of said county.

By Mr. Wallace:

S. 785. To remit, annul, and cancel an alleged indebtedness claimed by the county of Shelby against A. P. Longshore, in a suit pending in the circuit court of said county.

By Mr. Wallace:

S. 786. To relieve J. R. Allen from liability for and on account of receiving money from the funds of Shelby county, on the following warrant, which was issued by the board of revenue of said county for his services as ex-officio fees as sheriff of Shelby county, Alabama, on January 9th, 1912, to wit: Warrant No. 374, for \$300.00.

By Mr. Wallace:

S. 787. To annul, remit, and cancel an alleged indebtedness, claimed by the county of Shelby, against A. H. Merrell in a suit pending in the circuit court of said county.

BILLS ON THIRD READING.

The bill:

H. 1202. To appropriate the sum of twenty-five hundred (\$2,500.00) dollars, or so much thereof as may be necessary, for the purpose of paying the expenses of the Joint Recess Committee on Finance and Taxation.

Was taken up.

The following amendments offered by the Committee on Finance and Taxation, to wit:

Amend by adding:

"Section 3. That the chairman of the committee shall include in such warrants the necessary traveling and hotel expenses of the said members for the time when they were absent from their respective homes in the discharge of their duties as members of said committee."

And amend by striking out the words: "Twenty-five hundred dollars," where they appears in the caption, and body of the bill, and inserting in lieu thereof the words, "three thousand dollars."

Which were adopted.

Yeas, 13; nays, 5.

Yeas:

Messrs.:	Green	Lusk	Price	
Bulger	Hall	Miller	Pride	
Burns	Hartwell	McCain	Wallace	
Denson	Kline			—13.

Nays:

Messrs.:	Higgins	Lewis	Weathers	
Elrod	Judge			—5.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 16; nays, 4.

Yeas:

Messrs.:	Green	Lee	Price	
Arrington	Hall	Lusk	Pride	
Burns	Hartwell	Miller	Wallace	
Denson	Kline	McCain	Weathers	
Elrod				—16.

Nays:

Messrs.:	Judge	Lewis	Winkler	
Higgins				—4.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has passed the following Senate bill, and returns same herewith to the Senate:

S. 710. To fix the time of holding the circuit court of Coffee county at Enterprise, Alabama.

W. F. Herbert,
Clerk.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has concurred in and adopted the following Senate joint resolution:

S. J. R. 130. Relative to returning to the Senate by the House S. 486.

And returns same herewith to the Senate, S. 486.

W. F. Herbert,
Clerk.

HOUSE MESSAGE.

On motion of Mr. Jones, the vote by which the Senate passed:

S. 486. To amend section 1678 of the Code of Alabama of 1907, as amended by act approved April 18, 1911.

Was reconsidered and the vote ordering said bill to engrossment and third reading was reconsidered.

On motion of Mr. Jones, the Senate proceeded to correct said bill by erasing therefrom the following tabled amendment erroneously engrossed in and made a part of said bill, to wit: "Provided, this does not apply to schools in municipalities."

And said bill was again read a third time at length and passed.

Yeas, 27; nays, 0.

Yeas:

Messrs.:	Ellis	Holmes	Miller
Brown	Faulk	Jones	Milner
Bulger	Green	Key	McCain
Burns	Hall	Kline	Pride
Cooper	Hartwell	Lee	Wallace
Denson	Higgins	Lewis	Weathers
Easterly	Hollis	Lusk	Winkler

—27.

Nays, 0.

And said bill was ordered returned to the House.

REPORT FROM RULES COMMITTEE.

Mr. Jones, chairman of the Standing Committee on Rules, reported that said committee, in session, had acted upon:

S. J. R. 116, by Mr. Key.

And ordered same returned to the Senate with a favorable report; and said report, on motion of Mr. Jones, was concurred in and said resolution adopted.

Also,

By Mr. Wallace:

S. R. 126. Resolved, that Senate Bill No. 697 be made a previous, special, paramount, continuing order for the next legislative day at 10 o'clock A. M.

Which report was concurred in, said resolution was adopted, and said bill, S. 697, was made a previous, special, paramount, continuing order for the next legislative day at 10 o'clock A. M.

And that said Committee on Rules had acted upon:

By Mr. Kline:

S. J. R. 114. Relative to extending invitation to Hon. J. H. McLaurin to address a joint session of the Legislature of Alabama.

And ordered same returned to the Senate with an adverse report.

NOTICE.

Mr. Winkler gave to the Senate the following notice:

"Notice is hereby given that on the next legislative day I will move to reconsider the vote by which H. 380 was passed.

This August 14, 1915.

C. F. Winkler."

MESSAGE FROM THE HOUSE.

Mr. President:

The House has passed the following Senate bill:

S. 667. To fix the time of electing the successor to the commissioner whose term of office expires during the year 1915, in all cities having a population of one hun-

dred thousand or over according to the last or any subsequent Federal census.

And returns same herewith to the Senate.

W. F. Herbert,
Clerk.

BILLS ON THIRD READING RESUMED.

The bill:

H. 868. To require the accurate keeping and safe preservation of all books, papers and documents of public officers and servants, and to provide the punishment for failure to comply with the terms of this act.

Was read a third time at length and passed.

Yeas, 21; nays, 0.

Yeas:

Messrs.:	Green	Key	McCain
Arrington	Hall	Kline	Price
Bulger	Hartwell	Lewis	Pride
Denson	Higgins	Lusk	Wallace
Elrod	Holmes	Miller	Weathers
Faulk	Judge		—21.

Nays, 0.

The bill:

H. 970. To make an appropriation of two thousand dollars to defray the extraordinary expenses of the Legislative Investigating Committee.

Was taken up.

The following amendment offered by the Committee on Finance and Taxation, to wit:

Amend by adding:

"Sec. 4. That the chairman of the committee shall include in such warrants the necessary traveling and hotel expenses of the said members for the time when they were absent from their respective homes in the discharge of their duties as members of said committee."

Amend by striking out the words "two thousand dollars," where they appear in the caption and body of the bill, and insert in lieu thereof the word, "three thousand dollars."

Which was adopted.

Yeas, 19; nays, 3.

Yeas:

Messrs.:	Elrod	Key	McCain
Arrington	Green	Kline	Price
Bulger	Hall	Lee	Pride
Burns	Hartwell	Lusk	Wallace
Denson	Jones	Miller	Weathers

—19.

Nays:

Messrs.:	Higgins	Holmes	Lewis
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—3.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 19; nays, 3.

Yeas:

Messrs.:	Denson	Key	McCain
Arrington	Elrod	Kline	Price
Bell	Green	Lee	Pride
Bulger	Hall	Lusk	Wallace
Burns	Hartwell	Miller	Weathers

—19.

Nays:

Messrs.:	Higgins	Lewis	Winkler
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—3.

The bill:

H. 874. To prohibit clerks or employees in any department of the State from receiving two separate salaries, or from holding two or more separate positions, at the same time.

Was read a third time at length and passed.

Yeas, 24; nays, 0.

Yeas:

Messrs.:	Elrod	Holmes	Miller
Arrington	Faulk	Key	McCain
Bell	Green	Kline	Price
Brown	Hall	Lee	Pride
Bulger	Hartwell	Lewis	Wallace
Burns	Higgins	Lusk	Weathers
Denson			

—24.

Nays, 0.

The bill:

S. 483. To prescribe a stamp tax to be paid on the sale of fertilizer or its component parts, in bulk, and regulating the sale of fertilizer or its component parts.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment.

Yeas, 23; nays, 0.

Yeas:

Messrs.:	Elrod	Holmes	Miller
Bell	Faulk	Jones	McCain
Brown	Green	Judge	Price
Bulger	Hall	Key	Pride
Burns	Hartwell	Kline	Wallace
Denson	Higgins	Lusk	Weathers

—23.

Nays, 0.

The bill:

S. 484. To amend sections 27 and 28 of the Code of Alabama of 1907.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment.

Yeas, 21; nays, 0.

Yeas:

Messrs.:	Faulk	Judge	Miller
Brown	Green	Key	McCain
Bulger	Hall	Kline	Pride
Burns	Hartwell	Lee	Wallace
Denson	Higgins	Lusk	Weathers
Elrod	Holmes		

—21.

Nays, 0.

The bill:

H. 899. To prohibit public officers from placing or allowing their names to be placed on the stationery, papers, books, tags and stamps paid for out of the public funds or gotten out at the public expense.

Was read a third time at length and passed.

Yeas, 20; nays, 5.

Yeas:

Messrs.:	Denson	Holmes	McCain
Arrington	Elrod	Key	Price
Bell	Faulk	Kline	Pride
Brown	Green	Lusk	Wallace
Bulger	Hall	Miller	Weathers
Burns			—20.

Nays:

Messrs.:	Judge	Lewis	Winkler
Holmes	Lee		—5.

The bill:

H. 893. To regulate clerical and other services in the several offices, departments, commissions, bureaus and boards of the State of Alabama.

Was read a third time at length and passed.

Yeas, 22; nays, 0.

Yeas:

Messrs.:	Denson	Hollis	Miller
Arrington	Elrod	Jones	McCain
Bell	Faulk	Judge	Price
Brown	Green	Key	Wallace
Bulger	Hartwell	Kline	Weathers
Burns	Higgins	Lusk	—22.

Nays, 0.

REPORT FROM COMMITTEE ON ENROLLED BILLS.

Mr. President:

Your Standing Committee on Enrolled Bills beg leave to report that said committee, in session, have compared the following enrolled bill with the engrossed and original bill, respectively, and find same correctly enrolled, to wit:

S. 710. An act to fix the time of holding the circuit court of Coffee county at Enterprise, Alabama.

C. H. Miller,
Chairman.

SIGNING OF BILL.

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after its title had been publicly read at length by the secretary of the Senate, signed the following bill:

S. 710. An act to fix the time of holding the circuit court of Coffee county at Enterprise, Alabama.

BILLS ON THIRD READING RESUMED.

The bill:

S. 410. To repeal an act to establish a colony for epileptics in Alabama, and to provide means for carrying same into effect, which act was approved on the 30th day of November, 1907.

Was taken up.

Mr. Key moved to indefinitely postpone the consideration of said bill, and Mr. Kline moved to lay the motion made by Mr. Key on the table, which motion was lost.

And the motion made by Mr. Key to indefinitely postpone said bill was also lost.

And said bill was read a third time at length and passed.

Yeas, 18; nays, 4

Yeas:

Messrs.:	Faulk	Kline	Price	
Bulger	Green	Lewis	Pride	
Burns	Hall	Lusk	Wallace	
Denson	Hartwell	Miller	Weathers	
Easterly	Judge	McCain		—18.

Nays:

Messrs.:	Holmes	Key	Winkler	
Elrod				—4.

The bill:

H. 930. To submit to the qualified electors of the State at the general election to be held on the first

Tuesday after the first Monday in November, 1916, for their consideration, an amendmnet to the Constitution of Alabama repealing and striking out of the Constitution section 250 of article 13, which section is as follows: "Holders of bank notes, and depositors who have not stipulated for interest, shall, for such notes and deposits be entitled in case of insolvency, to preference of payment over all other creditors, provided this section shall apply to all banks, whether incorporated or not."

Was read a third time at length and passed.

Yeas, 26; nays, 0.

Yeas:

Messrs.:	Faulk	Jones	Miller
Bell	Green	Judge	McCain
Brown	Hall	Key	Price
Bulger	Hartwell	Kline	Pride
Burns	Higgins	Lee	Wallace
Denson	Hill	Lewis	Weathers
Elrod	Holmes	Lusk	—26.

Nays, 0.

The bill:

H. 919. To amend sections 1, 2, 3, 6, 7, 8, and 9, of an act entitled an act to established a separate school district in and for the city of Demopolis, and the police jurisdiction thereof in Marengo county, Alabama, and to provide means to support said separate school district. Approved February 10th, 1897. And to provide means to aid in the support of the school in said district, and to provide for the election of the members of the said Demopolis school board in the Demopolis school district, and the qualifications of the members of the said board.

Was read a third time at length and passed.

Yeas, 26; nays, 0.

Yeas:

Messrs.:	Bulger	Elrod	Hartwell
Bell	Burns	Green	Higgins
Brown	Denson	Hall	Hill

Holmes	Kline	Miller	Wallace
Jones	Lee	McCain	Weathers
Judge	Lewis	Price	Winkler
Key	Lusk	Pride	—26.

Nays, 0.

The bill:

S. 687. For the incorporation of mutual co-operative societies or associations to promote and foster trade and commerce, to reform abuses relative thereto, to secure freedom from unjust and unlawful exactions; to diffuse accurate and reliable information as to the standing of individuals seeking credit, to settle differences between its members, and to promote a more enlarged and friendly intercourse between the retail merchants, and to exempt the same from all corporate taxation and licenses.

Was taken up.

The following amendment offered by the Committee on Finance and Taxation, to wit:

“Strike out section 6.”

Was adopted.

Yeas, 21; nays, 0.

Yeas:

Messrs.:	Denson	Lee	Price
Arrington	Hartwell	Lewis	Pride
Bell	Holmes	Lusk	Wallace
Brown	Jones	Miller	Weathers
Bulger	Key	McCain	Winkler
Burns	Kline		—21.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 21; nays, 0.

Yeas:

Messrs.:	Bell	Bulger	Denson
Arrington	Brown	Burns	Elrod

Green	Key	Lusk	Pride
Hall	Kline	McCain	Wallace
Hartwell	Lee	Price	Weathers
Hollis	Lewis		—21.

Nays, 0.

MOTION.

Mr. Kline made a motion that ~~the~~ Senate remain in session until the call of districts was completed, which motion prevailed.

The bill:

S. 770. To abolish the office of county treasurer of Etowah county and to require that the county funds be deposited in such incorporated national or State bank in the county of Etowah as the board of county commissioners of Etowah county may elect and to provide for the custody of such funds.

Was read a third time at length and passed.

Yeas, 24; nays, 0.

Yeas:

Messrs.:	Faulk	Jones	Lusk
Arrington	Hall	Judge	McCain
Bell	Hartwell	Key	Price
Bulger	Higgins	Kline	Pride
Burns	Hill	Lee	Wallace
Denson	Holmes	Lewis	Weathers
Elrod			—24.

Nays, 0.

The bill:

H. 306. To prohibit county boards of education, county superintendents of education, school trustees, or teachers, from excluding any pupil from a school whose teacher is qualified to teach the pupil who is qualified to attend a high school within three miles of the pupil.

Was read a third time at length and passed.

Yeas, 23; nays, 0.

Yeas:

Messrs.:	Denson	Hill	Lewis
Arrington	Elrod	Jones	Lusk
Bell	Faulk	Judge	Miller
Brown	Green	Key	Pride
Bulger	Hall	Kline	Wallace
Burns	Hartwell	Lee	Weathers

—23.

Nays, 0.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has concurred in the Senate amendment to:

By Mr. Davis:

H. 380. To further prescribe the authority and duties of the attorney general and of solicitors; and to provide for the employment of assistants to the attorney general and of special counsel; to make an appropriation for the conduct of the office of attorney general, for the better enforcement of the law, and to prescribe the method of its expenditure.

W. F. Herbert,
Clerk.

BILLS ON THIRD READING RESUMED.

The bill:

S. 154. To make an appropriation for necessary repairs and improvements on the buildings of the fourth district agricultural school at Sylacauga.

Was read a third time at length and passed.

Yeas, 19; nays, 1.

Yeas:

Messrs.:	Denson	Holmes	Lusk
Bell	Elrod	Judge	Miller
Brown	Hall	Kline	McCain
Bulger	Hartwell	Lee	Wallace
Burns	Hill	Lewis	Weathers

—19.

Nay: Mr. Faulk.—1.

The bill:

H. 742. To amend an act entitled "An act to establish a charter for the town of Wedowee, Randolph county, Alabama.

Was read a third time at length and passed.

Yeas, 19; nays, 0.

Yeas:

Messrs.:	Denson	Holmes	Miller
Bell	Faulk	Key	Price
Brown	Hartwell	Kline	Pride
Bulger	Higgins	Lee	Weathers
Burns	Hill	Lusk	Winkler

—19.

Nays, 0.

The bill:

H. 576. To appropriate the sum of sixty-two and fifty one-hundredth dollars (\$62.50) to be paid to A. T. Goodwyn as compensation for services rendered as commercial feeding stuffs sampler during the year 1913, he not having received any compensation for official services rendered.

Was read a third time at length and passed.

Yeas, 18; nays, 0.

Yeas:

Messrs.:	Faulk	Holmes	Price
Brown	Hall	Key	Pride
Bulger	Hartwell	Kline	Weathers
Burns	Higgins	Lusk	Winkler
Denson	Hill	Miller	

—18.

Nays, 0.

The bill:

S. 335. To appropriate the sum of twenty-seven thousand five hundred dollars (\$27,500) for the purpose of paying a certificate of indebtedness issued by the Governor of Alabama to the Small Endowment Fund of the University of Alabama.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment.

Yeas, 17; nays, 1.

Yeas:

Messrs.:	Elrod	Holmes	Miller
Brown	Faulk	Key	Price
Bulger	Hall	Kline	Weathers
Burns	Hartwell	Lusk	Winkler
Denson	Higgins		—17.

Nay: Mr. Pride.—1.

The bill:

S. 378. To amend an act entitled an act to authorize courts of county commissioners or boards of revenue of any county in which the State or Federal authorities shall take or have taken up the work of farm demonstration or the organization of farm life clubs to appropriate funds for aiding in such work.

Was taken up.

Mr. Hall made a motion to indefinitely postpone said bill and amendment.

Mr. Kline moved to lay Mr. Hall's motion upon the table, which motion was lost.

And the motion made by Mr. Hall to indefinitely postpone said bill and amendment prevailed.

And said bill and amendment was indefinitely postponed by the Senate.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has amended as therein shown, and as amended has passed, the following Senate bill:

S. 719. To fix the compensation of the secretary of the Senate, assistant secretary of the Senate, and the chief clerk in his office.

And returns same herewith to the Senate.

W. F. Herbert,
Clerk.

HOUSE MESSAGE.

On motion of Mr. Hill the Senate concurred in the following amendment by the House to Senate Bill No. 719, the title of which is set out in the foregoing message from the House, to wit:

Substitute for Senate Bill No. 719.

A Bill to be Entitled

AN ACT

To fix the compensation of the secretary of the Senate, assistant secretary of the Senate, and chief clerk in his office; the clerk of the House, assistant clerk of the House, and reading clerk of the House.

Be it enacted by the Legislature of Alabama:

Section 1. That the secretary of the Senate shall receive ten dollars per day, the assistant secretary of the Senate shall receive eight dollars per day, and the chief clerk in his office shall receive eight dollars per day; the clerk of the House shall receive ten dollars per day, the assistant clerk of the House shall receive eight dollars per day, and the reading clerk of the House shall receive eight dollars per day.

Sec. 2. That this act shall become effective immediately after its passage and approval by the Governor.

Sec. 3. That all laws and parts of laws in conflict with the provisions of this act be, and the same are, hereby repealed.

Yeas, 18; nays, 0.

Yeas:

Messrs.:	Burns	Holmes	Price
Arrington	Hall	Key	Pride
Bell	Hartwell	Kline	Weathers
Brown	Higgins	Lusk	Winkler
Bulger	Hill	Miller	—18.

Nays, 0.

MESSAGE FROM THE HOUSE.

Mr. President:

The Speaker of the House having signed the following House bill, your signature thereto is requested:

H. 380. To further prescribe the authority and duties of the attorney general and of solicitors acting under his authority; and to provide for the employment of regular and special assistants to the attorney general; and to make an appropriation for the conduct of the office of attorney general, for the better enforcement of the law, and to prescribe the method of its expenditure.

W. F. Herbert,
Clerk.

SIGNING OF BILL.

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after its title had been publicly read at length by the Secretary of the Senate, signed the following bill:

H. 380. To further prescribe the authority and duties of the attorney general and of solicitors acting under his authority; and to provide for the employment of regular and special assistants to the attorney general; and to make an appropriation for the conduct of the office of attorney general, for the better enforcement of the law, and to prescribe the method of its expenditure.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following House bills and sends same herewith to the Senate without engrossment:

H. 1375. To repeal an act entitled "An act to amend section 1 of an act entitled, An act to authorize and require the commissioners court of Marion county to set apart and appropriate money from the general fund of said county, with which to pay and discharge certificates of State witnesses, issued by the foreman of the grand jury, and by the clerk of the circuit court of said county, fees, which, by law, become a good claim against the fine and forfeiture fund of said county, after

the approval of this act, and to regulate the manner of said payments, and fixing the amount of said witness fees, and also to fix the fees of witnesses in the circuit court of said county," approved March 8, 1901, said amended act being approved March 24, 1915.

With notice and proof thereto attached and herewith exhibited as follows:

NOTICE.

Notice is hereby given that a bill will be introduced in the present Legislature of Alabama, which reconvenes in July, 1915, to repeal an act approved March 24, 1915, amending section 1 of an act approved March 2, 1901, which act so approved on March 24, 1915, provides in substance that the commissioners court of Marion county, at its regular April and November terms in each year should set apart a sum not exceeding one thousand dollars to pay State witnesses in the circuit court and before the grand jury.

The State of Alabama, }
Marion County. }

Before me, Mack Pearce, Judge of Probate in and for said county, in said State, this day personally appeared G. P. Wilson, who, being by me first duly sworn, deposes and says that he is publisher of The Marion County News, a newspaper published in Hamilton, Marion county, Alabama, and that a certain notice, a true copy of which is hereto attached, has been published in said newspaper for four consecutive weeks prior to this date, and the dates on which said publication was so made are as follows: July 14, 1915, July 21, 1915, July 28, 1915, and August 4, 1915; and that said publication was without cost to the State of Alabama.

G. J. Wilson,
Publisher.

Subscribed and sworn to before me on this, August 5, 1915.

Mack Pearce.
Judge of Probate.

Also,

H. 1376. To repeal an act entitled "An act to authorize and require the commissioners court of Marion county to set apart and appropriate money from the general fund of said county, with which to pay and discharge certificates of State witnesses issued by the foreman of the grand jury, and by the clerk of the circuit court of said county, fees which, by law, become a good claim against the fine and forfeiture fund of said county, after the approval of this act, and to regulate the manner of said payments, and fixing the amounts of said witness fees; and also to fix the fees of witnesses in the circuit court of said county," approved March 2, 1901.

With notice and proof thereto attached and herewith exhibited as follows:

NOTICE.

Notice is hereby given that a bill will be introduced in the present Legislature of Alabama, which reconvenes in July, 1915, to repeal an act approved March 2, 1901, regulating the fees of witnesses in criminal cases in the circuit court and before the grand jury of Marion county, the substance of which act is as follows: Providing that the commissioners court at its regular terms in April and November of each year should set apart not exceeding five hundred dollars to pay said State witnesses; that certificates of attendance for the sum of sixty cents per day and four cents per mile traveled each way should be issued to said witnesses; that the county treasurer should pay those issued to State witnesses on presentation; that in case of conviction such fees should be charged against the defendant; that the circuit clerk should certify to the county treasurer within thirty days after adjournment of court amount of certificates of attendance of such witnesses, and pay the same when collected in cases of conviction to county treasurer; that any balance remaining at end of any year should be included in amount set aside for next year; that, in case of failure of court to set aside said fund at time specified, probate judge is required to convene court in special session for said purpose; and that

the outstanding claims against fine and forfeiture fund should not be affected by said act.

The State of Alabama, }
Marion County. }

Before me, Mack Pearce, Judge of Probate in and for said county, in said State, this day appeared G. J. Wilson, who, being by me first duly sworn, deposes and says that he is publisher of The Marion County News, a newspaper published in Hamilton, Marion county, Alabama, and that a certain notice, a true copy of which is hereto attached, has been published in said newspaper for four consecutive weeks prior to this date, and the dates on which said publication was so made are as follows: July 14, 1915, July 21, 1915, July 28, 1915, and August 4, 1915; and that said publication was without cost to the State of Alabama.

G. J. Wilson,
Pub. News.

Subscribed and sworn to before me on this, August 5, 1915.

Mack Pearce,
Judge of Probate.

Also,

H. 1377. To fix and regulate the fees of witnesses in criminal cases, in the county court and circuit court of Marion county, Alabama, and before the grand jury of said county, and to provide for the payment thereof.

With notice and proof thereto attached and herewith exhibited as follows:

NOTICE.

Notice is hereby given that a bill will be introduced in the present Legislature of Alabama, which reconvenes in July, 1915, substantially as follows:

A BILL

To be entitled an act to fix and regulate the fees of witnesses in criminal cases in the county court and

in the circuit court of Marion county, Alabama, and before the grand jury of said county, and to provide for the payment thereof.

Section 1. Be it enacted by the Legislature of Alabama, That witnesses in criminal cases in the county court and in the circuit court of Marion county, Alabama, and before the grand jury of said county, are entitled to fifty cents per day and two and one-half cents per mile to and from their residence by the route usually traveled.

Sec. 2. The fees of such witnesses subpoenaed on the part of the State who appear in the county court or in the circuit court or before the grand jury of said county shall be a preferred claim against the fine and forfeiture fund of the county; and, provided, that if said fund shall be exhausted at the time of the presentment of certificates for said fees, then such fees shall be paid out of the general funds of the county.

Sec. 3. That in all other respects the provisions of the general statutes relating to the fine and forfeiture fund and the fees of witnesses shall be of full force and effect in said county.

Sec. 4. That all laws, general, special or local, in conflict with the provisions of this act be, and the same hereby are, repealed.

The State of Alabama, }
Marion County. }

Before me, Mack Pearce, Judge of Probate in and for said county, in said State, this day appeared G. J. Wilson, who, being by me first duly sworn, deposes and says that he is publisher of The Marion County News, a newspaper published in Hamilton, Marion county, Alabama, and that a certain notice, a true copy of which is hereto attached, has been published in said newspaper for four consecutive weeks prior to this date, and the dates on which said publication was so made are as follows: July 14, 1915, July 21, 1915, July 28, 1915, and August 4, 1915; and that said publication was without cost to the State of Alabama.

G. J. Wilson,
Pub. News.

Subscribed and sworn to before me on this, August 5, 1915.

Mack Pearce,
Judge of Probate,
W. F. Herbert,
Clerk.

HOUSE MESSAGES.

The House bills in the foregoing House message were severally read once and referred to appropriate standing committees, as follows:

H. 1375, 1376, 1377. To the Committee on Public Roads and Highways.

REPORT FROM COMMITTEE ON ENROLLED BILLS.

Mr. President:

Your Standing Committee on Enrolled bills beg leave to report that said committee, in session, have compared the following enrolled bills with the engrossed and original bills, respectively, and find same correctly enrolled, to wit:

S. 719. To fix the compensation of the secretary of the Senate, assistant secretary of the Senate, and chief clerk in his office; the clerk of the House, assistant clerk of the House, and reading clerk of the House.

C. H. Miller,
Chairman.

SIGNING OF BILL.

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after its title had been publicly read at length by the Secretary of the Senate, signed the following bill:

S. 719. To fix the compensation of the secretary of the Senate, assistant secretary of the Senate, and chief clerk in his office; the clerk of the House, assistant clerk of the House, and reading clerk of the House.

BILLS ON THIRD READING RESUMED.

The bill:

S. 746. To change and extend the corporate limits of the town of Georgiana in the county of Butler and State of Alabama.

Yeas, 18; nays, 0.

Yeas:

Messrs.:	Faulk	Holmes	Price
Bell	Hall	Key	Pride
Brown	Hartwell	Kline	Weathers
Bulger	Higgins	Lusk	Winkler
Burns	Hill	Miller	—18.

Nays, 0.

The bill:

S. 616. To further regulate primary elections in this State.

Was read a third time at length, passed, and ordered sent forthwith to the House without engrossment.

Yeas, 18; nays, 0.

Yeas:

Messrs.:	Burns	Holmes	Price
Arrington	Hall	Key	Pride
Bell	Hartwell	Kline	Weathers
Brown	Higgins	Lusk	Winkler
Bulger	Hill	Miller	—18.

Nays, 0.

The bill:

H. 577. To appropriate the sum of two hundred dollars (\$200.00) to be paid to E. C. Jackson as compensation for services rendered as commercial feeding stuffs sampled during the year 1913, he not having received any compensation for official service rendered.

Was read a third time at length and passed.

Yeas, 18; nays, 0.

Yeas:

Messrs.:	Faulk	Holmes	Price
Arrington	Hall	Key	Pride
Bell	Hartwell	Kline	Weathers
Bulger	Higgins	Lusk	Winkler
Burns	Hill	Miller	—18.

Nays, 0.

The bill:

S. 769. To close and abolish Powell street, in the city of Dothan, Houston county, Alabama, from Cherry street to Range street, in said city.

Was read a third time at length and passed.

Yeas, 19; nays, 0.

Yeas:

Messrs.:	Burns	Hill	Miller
Arrington	Faulk	Holmes	Price
Bell	Hall	Key	Pride
Brown	Hartwell	Kline	Weathers
Bulger	Higgins	Lusk	Winkler
			—19.

Nays, 0.

The bill:

H. 971. To provide for the more efficient working of the public roads of Crenshaw county, Alabama; to provide for the raising of revenue for the public roads and bridges of Crenshaw county, Alabama, including a vehicle license tax, and a dog tax, and a commutation fee of five dollars per capita in lieu of road work; to prescribe the duties of the county commissioners, judge of probate, tax assessor, tax collector and sheriff of Crenshaw county, Alabama, and to fix their compensation; to provide payment to attorney for drafting this act; to provide for the assessment and collection of said taxes or licenses; to punish persons violating the provisions of this act; to provide for the disposition of the fine and forfeitures collected under this act; to provide the mode and prescribe the manner that prosecutions under this act shall be conducted, and to provide such other duties and details as may be necessary for the proper working

of the public roads and the building of the public bridges of Crenshaw county, Alabama.

Was read a third time at length and passed.

Yeas, 18; nays, 0.

Yeas:

Messrs.:	Burns	Holmes	Price
Arrington	Faulk	Key	Pride
Bell	Hall	Kline	Weathers
Brown	Hartwell	Lusk	Winkler
Bulger	Higgins	Miller	—18.

Nays, 0.

The bill:

S. 622. To divide Russell county in two judicial divisions, and to provide for holding the circuit court of said county in both of said judicial divisions, to prescribe the jurisdiction of said court in each of said divisions, and to regulate the practice therein.

Was read a third time at length, passed, and ordered sent forthwith to the House without engrossment.

Yeas, 18; nays, 0.

Yeas:

Messrs.:	Burns	Holmes	Price
Arrington	Faulk	Key	Pride
Bell	Hall	Kline	Weathers
Brown	Hartwell	Lusk	Winkler
Bulger	Higgins	Miller	—18.

Nays, 0.

The bill:

H. 935. To repeal an act entitled an act to authorize the board of revenue of Montgomery county to retain and employ an attorney at law, to fix the services which said attorney at law may be required to render, and to fix his compensation therefor, approved March 31, 1911.

Was read a third time at length and passed.

Yeas, 19; nays, 0.

Yeas:

Messrs.:	Burns	Hill	Miller
Arrington	Faulk	Holmes	Price
Bell	Hall	Key	Pride
Brown	Hartwell	Kline	Weathers
Bulger	Higgins	Lusk	Winkler

—19.

Nays, 0.

The bill:

S. 433. To amend an act to amend section sixty-nine hundred and sixty-four of the criminal code of 1907, said act approved April 20th, 1911.

Was taken up.

Mr. Key offered the following amendment to said bill, to wit:

Amend by adding after words "public or private park" and before the words "shall be guilty," the following: "Or who shall kill more than ten squirrels in any one day, which is hereby declared to be the bag limit on squirrels during the season when they may be killed."

Which was adopted.

Yeas, 15; nays, 4.

Yeas:

Messrs.:	Bulger	Hill	Miller
Arrington	Hall	Key	Price
Bell	Hartwell	Kline	Pride
Brown	Higgins	Lusk	Weathers

—15.

Nays:

Messrs.:	Faulk	Holmes	Winkler
Burns			

—4.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 16; nays, 2.

Yeas:

Messrs.:	Bell	Bulger	Hall
Arrington	Brown	Burns	Hartwell

Higgins	Kline	Miller	Pride
Hill	Lusk	Price	Weathers
Key			—16.

Nays: Messrs. Holmes, Winkler.—2.

The bill:

H. 224. To provide for the location, acquirement, ownership and operation by cities in Alabama which lie upon the navigable waters of the State of Alabama and which have, or which may hereafter have, a population of as many as fifty thousand and less than one hundred thousand, according to the last Federal census or any other Federal census which may hereafter be taken, or water terminals and other structures needful for the convenient use of same in aid of commerce; and to provide, insofar as appurtenant to said water terminals and structures, for the establishing and collecting of charges for service, for the exercise of eminent domain, for the issuance of bonds and for the holding of elections to decide whether or not bonds shall be issued.

Was read a third time at length and passed.

Yeas, 16; nays, 2.

Yeas:

Messrs.:	Denson	Higgins	Miller
Arrington	Faulk	Holmes	Price
Bell	Hall	Key	Weathers
Bulger	Hartwell	Kline	Winkler
Burns			—16.

Nays: Messrs. Lusk, Pride.—2.

The bill:

S. 748. To make appropriation for the payment of the expenses to be incurred in the publication of proclamations of the Governor on constitutional amendments to be submitted to the qualified voters of the State under the authority of joint resolution adopted at the 1915 session of the Legislature of Alabama.

Was read a third time at length and passed.

Yeas, 18; nays, 0.

Yeas :
 Messrs. : Faulk Holmes Price
 Bell Hall Key Pride
 Brown Hartwell Kline Weathers
 Bulger Higgins Lusk Winkler
 Burns Hill Miller —18.

Nays, 0.

ADJOURNMENT.

At 6:30 P. M., on motion of Mr. Winkler, and in pursuance of S. J. R. 128, the Senate adjourned until Monday, August 16, at 9 o'clock A. M.

THIRTY-SECOND DAY.

Monday, August 16th, 1915.

The Senate met pursuant to adjournment, Lieutenant-Governor Kilby presiding.

PRAYER.

By Rev. Mr. Pippen of Eutaw.

ROLL CALL.

Present:
 Messrs. : Easterly Hollis Miller
 Arrington Ellis Holmes McCain
 Bell Elrod Jones Price
 Bonner Faulk Judge Pride
 Brown Green Key Thach
 Bulger Hall Kline Wallace
 Burns Hartwell Lee Weathers
 Cooper Higgins Lewis Winkler
 Denson Hill Lusk —35.

JOURNAL.

On motion of Mr. Kline, the reading of the Journal of yesterday was dispensed with and the same was approved by the Senate.

REPORTS OF COMMITTEES.

Mr. Key, chairman of the Standing Committee on Public Roads and Highways, reported that said committee, in session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to wit:

By Mr. Fite of Marion:

H. 1375. To repeal an act entitled An act to amend section 1 of an act entitled "An act to authorize and require the commissioners court of Marion county to set apart and appropriate money from the general fund of said county, with which to pay and discharge certificates of State witnesses issued by the foreman of the grand jury and by the clerk of the circuit court of said county, fees, which by law become a good claim against the fine and forfeiture fund of said county, after the approval of this act, and to regulate the manner of said payments, and fixing the amounts of said witness fees, and also to fix the fees of witnesses in the circuit court of said county," approved March 2, 1901—said amended act being approved March 24, 1915.

By Mr. Fite of Marion:

H. 1376. To repeal an act entitled "An act to authorize and require the commissioners court of Marion county, to set apart and appropriate money from the general fund of said county, with which to pay and discharge certificates of State witnesses issued by the foreman of the grand jury and by the clerk of the circuit court of said county, fees, which by law become a good claim against the fine and forfeiture fund of said county, after the approval of this act, and to regulate the manner of said payments, and fixing the amounts of said witness fees, also to fix the fees of witnesses in the circuit court of said county," approved March 2, 1901.

By Mr. Fite of Marion:

S. 1377. To fix and regulate the fees of witnesses in criminal cases in the county court and circuit court of Marion county, Alabama, and before the grand jury of said county, and to provide for the payment thereof.

REPORT FROM COMMITTEE ON ENROLLED BILLS.

Mr. President:

Your Standing Committee on Enrolled Bills beg leave to report that said committee, in session, have compared the following enrolled bill with the engrossed and original bills, respectively, and find same correctly enrolled, to wit:

S. 667. An act to fix the time of electing the successor to the commissioner whose term of office expires during the year 1915, in all cities having a population of one hundred thousand or over according to the last or any subsequent Federal census.

C. H. Miller,
Chairman.

SIGNING OF BILL.

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after its title had been publicly read at length by the Secretary of the Senate, signed the following bill:

S. 667. An act to fix the time of electing the successor to the commissioner whose term of office expires during the year 1915, in all cities having a population of one hundred thousand or over according to the last or any subsequent Federal census.

BILLS ON THIRD READING.

The bill:

H. 959. To relieve Stephen C. Allgood, and his bondsmen, as a former treasurer of Blount county, Alabama, and James R. Wooten, and his bondsmen, as a former treasurer of said Blount county, Alabama, from payment of the amounts charged against each of them, while serving as said county treasurer, said amounts having been charged against them by one of the State examiners of public accounts, to wit: Hon. Frank V. Evans, for moneys paid out by each of them, as said county treasurer in good faith on warrants issued by the commissioners court of said county on the county treas-

urer, and to ratify, confirm, and make legal the settlement made by the court of county commissioners of Blount county, Alabama, with said Stephen C. Allgood as county treasurer, and James R. Wooten, as said county treasurer on to-wit, Feb. 16, 1912.

Was read a third time at length and passed.

Yeas, 24; nays, 0.

Yeas:

Messrs.:	Faulk	Holmes	Miller
Arrington	Hall	Judge	McCain
Brown	Hartwell	Key	Price
Bulger	Higgins	Kline	Pride
Burns	Hill	Lee	Weathers
Cooper	Hollis	Lusk	Winkler
Elrod			—24.

Nays, 0.

The bill:

S. 589. To authorize and require the court of county commissioners or other governing body of the county to provide telephones and typewriters for county offices.

Was taken up.

The following amendment offered by the Committee on Local Legislation, to wit:

Strike out the words "and require" in the caption of said bill, and the words "and it shall be the duty of such court" in section one of such bill, and also the words "and required" in section one of such bill.

Was adopted.

Yeas, 19; nays, 0.

Yeas:

Messrs.:	Hartwell	Jones	McCain
Bulger	Higgins	Key	Price
Burns	Hill	Kline	Pride
Elrod	Hollis	Lusk	Weathers
Hall	Holmes	Miller	Winkler
			—19.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 20; nays, 0.

Yeas:

Messrs.:	Hartwell	Jones	McCain
Bulger	Higgins	Key	Price
Burns	Hill	Kline	Pride
Cooper	Hollis	Lusk	Weathers
Elrod	Holmes	Miller	Winkler
Hall			

—20.

Nays, 0.

The bill:

S. 712. To define and prohibit the unlawful use of money appropriated to public schools, or other institutions by the State, and fix the punishment for the same.

Was taken up.

The following amendment offered by the Committee on Education, to wit:

Amend by striking out of section one the words "write to or in any manner solicit" in line 9, and by striking out the word "felony" in line two of section two, and inserting the word "misdemeanor," and by striking out of section two these words, "imprisonment in the penitentiary for not less than one nor more than ten years," and insert in lieu thereof the words, "a fine of not more than five hundred dollars."

Was adopted.

Yeas, 22; nays, 0.

Yeas:

Messrs.:	Elrod	Holmes	McCain
Arrington	Faulk	Jones	Price
Brown	Hartwell	Key	Price
Bulger	Higgins	Kline	Weathers
Burns	Hill	Lusk	Winkler
Cooper	Hollis	Miller	

—22.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 19; nays, 1.

Yeas:

Messrs.:	Elrod	Jones	McCain
Arrington	Faulk	Key	Price
Bulger	Hall	Kline	Pride
Burns	Hartwell	Lusk	Weathers
Cooper	Hollis	Miller	Winkler

—19.

Nay: Mr. Holmes.—1.

The bill:

S. 692. To aid and encourage technical and industrial education and training in the State of Alabama by providing buildings, equipment and maintenance for the Alabama School of Trades and Industry.

Was taken up.

The following amendment offered by the Committee on Finance and Taxation, to wit:

Amend by adding at the end of section 1:

“Provided that before said maintenance fund is paid in any year there shall be raised from other sources, in cash, an amount equal to the amount of this appropriation, which additional moneys shall be placed in a bank to the credit of and in the name of the Alabama School of Trades Industries, or in lieu thereof a warranty deed with perfect abstract of title, equal in value to the appropriation herein made, the value of both securities and real estate to be determined by appraisement to be made by State superintendent of education, the county superintendent of education of the county of St. Clair, and the probate judge in St. Clair county, and the said appraisement shall be certified to the Governor of Alabama by the said board of control of said Alabama School of Trades Industries.”

Was adopted.

Yeas, 21; nays, 0.

Yeas:

Messrs.:	Elrod	Key	McCain
Arrington	Hall	Kline	Price
Brown	Higgins	Lee	Pride
Bulger	Hollis	Lusk	Weathers
Burns	Holmes	Miller	Winkler
Cooper	Jones		

—21.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 21; nays, 1.

Yeas:

Messrs.:	Elrod	Jones	Miller
Arrington	Hall	Key	McCain
Brown	Higgins	Kline	Price
Bulger	Hill	Lee	Pride
Burns	Hollis	Lusk	Weathers
Cooper	Holmes		—21.

Nay: Mr. Faulk.—1.

The bill:

H. 1095. To establish an inferior court in precincts 15 and 20 in Calhoun county, Alabama, in lieu of all justices of the peace and notaries public with power of justices of the peace in said precincts, and to define the jurisdiction and powers of said court and the judge thereof, to provide for the execution of the process of said court and the operation thereof, to regulate the rendition of judgments by default, to provide for the election, term of office, qualifications and compensation of the officers of said court, and the mode of their selection, and to abolish the office of justice of the peace and notary public with power of justice of the peace in said precincts.

Was read a third time at length and passed.

Yeas, 21; nays, 0.

Yeas:

Messrs.:	Faulk	Jones	Miller
Arrington	Hall	Key	McCain
Brown	Hartwell	Kline	Price
Bulger	Higgins	Lee	Pride
Burns	Hollis	Lusk	Weathers
Cooper	Holmes		—21.

Nays, 0.

The bill:

S. 652. To amend section 16 of an act entitled an act; to provide and create a commission form of gov-

ernment and to permit the adoption of same in all cities in the State of Alabama which now have, or which may hereafter have, a population of more than one thousand and not more than twenty-five thousand people according to the last Federal census, or any Federal or municipal census which may hereafter be taken; to regulate the selection and election of commissioners and their terms of office and retention in and recall from office; to fix their powers, duties and compensation; to punish improper conduct in connection with elections and petitions hereunder; to abolish police commissioners, mayors, councilmen and certain other city officials and otherwise to provide for the creation and maintenance of said commission form of government.

Was read a third time at length and passed.

Yeas, 20; nays, 0.

Yeas:

Messrs.:	Hall	Jones	Miller
Bulger	Higgins	Key	McCain
Burns	Hill	Kline	Price
Cooper	Hollis	Lewis	Pride
Elrod	Holmes	Lusk	Weathers
Faulk			—20.

Nays, 0.

The bill:

S. 653. To provide a mode whereby cities of class "D" which shall have heretofore adopted or may hereafter adopt a commission form of government as authorized by law, may after an election upon such question, abandon such commission form of government and return to the aldermanic form of government as the same existed therein at the time of the adoption of such commission form of government.

Was read a third time at length and passed.

Yeas, 18; nays, 0.

Yeas:

Messrs.:	Burns	Hall	Holmes
Arrington	Cooper	Hartwell	Key
Bulger	Elrod	Hill	Kline

Lewis	McCain	Price	Weathers
Lusk	Miller	Pride	—18.

Nays, 0.

The bill:

H. 1019. For the relief of ex-Treasurer H. R. Moore.
Was read a third time at length and passed.

Yeas, 21; nays, 0.

Yeas:

Messrs.:	Faulk	Jones	Miller
Brown	Hall	Key	McCain
Bulger	Higgins	Kline	Price
Burns	Hill	Lewis	Pride
Cooper	Hollis	Lusk	Weathers
Elrod	Holmes		—21.

Nays, 0.

The bill:

H. 1024. To authorize the board of trustees of the University of Alabama to invest the endowment fund of that institution, in whole or in part, in approved real estate securities.

Was read a third time at length and passed.

Yeas, 23; nays, 0.

Yeas:

Messrs.:	Elrod	Hollis	Lusk
Arrington	Faulk	Holmes	Miller
Brown	Hall	Jones	McCain
Bulger	Hartwell	Key	Price
Burns	Higgins	Kline	Pride
Cooper	Hill	Lewis	Weathers
			—23.

The bill:

S. 388. To provide that members of the court of county commissioners of Tallapoosa county shall be entitled to mileage and per diem only while attending the sessions of the court of county commissioners of said county.

Was read a third time at length and passed.

Yeas, 21; nays, 0.

Yeas:

Messrs.:	Hartwell	Kline	Price
Brown	Higgins	Lewis	Pride
Bulger	Hill	Lusk	Wallace
Cooper	Hollis	Miller	Weathers
Elrod	Holmes	McCain	Winkler
Faulk	Jones		—21.

Nays, 0.

The bill:

H. 967. To provide for and regulate the compensation of State witnesses in all courts of record for Covington county, exercising criminal jurisdiction, and to provide for the payment of the same.

Was read a third time at length and passed.

Yeas, 21; nays, 0.

Yeas:

Messrs.:	Faulk	Key	Price
Arrington	Hall	Lewis	Pride
Brown	Higgins	Lusk	Wallace
Burns	Hollis	Miller	Weathers
Cooper	Holmes	McCain	Winkler
Elrod	Jones		—21.

Nays, 0.

The bill:

S. 658. To repeal an act entitled an act "to amend section 1 of an act to incorporate the town of Clanton, in the county of Chilton, State of Alabama, and to repeal all former charters of said town, approved February 12, 1897."

Was read a third time at length and passed.

Yeas, 22; nays, 0.

Yeas:

Messrs.:	Bulger	Cooper	Faulk
Brown	Burns	Elrod	Hall

Higgins	Key	Miller	Wallace
Hollis	Kline	McCain	Weathers
Holmes	Lewis	Price	Winkler
Jones	Lusk	Pride	—22.

The bill:

H. 855. To abolish the office of county treasurer in Bibb county, Alabama, and to require that the funds of the county be deposited in such incorporated banks in Bibb county, or in the State of Alabama, as the board of revenue of Bibb county may elect, and to provide for the custody and paying out of such funds.

Was taken up.

The following amendment offered by Mr. Cooper, to wit:

Amend the caption of said bill by inserting after the words "as the" and before the words "board of revenue," in line three, the words "courts of county commissioners or courts of like jurisdiction or the."

Amend the body of the bill by inserting the words, "courts of county commissioners or courts of like jurisdiction or the" before the words "board of revenue," wherever they appear in the bill.

Amend section 4 in line 2 by inserting after the words "as such" and before the words "boards may direct," the following words, "court or."

Was adopted.

Yeas, 24; nays, 0.

Yeas:

Messrs.:	Elrod	Holmes	Miller
Arrington	Faulk	Jones	Price
Brown	Hall	Key	Pride
Bulger	Hartwell	Kline	Wallace
Burns	Higgins	Lewis	Weathers
Cooper	Hollis	Lusk	Winkler
Ellis			—24.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 22; nays, 0.

Yeas:

Messrs.:	Ellis	Holmes	Miller
Arrington	Elrod	Jones	Price
Brown	Faulk	Key	Wallace
Bulger	Hall	Kline	Weathers
Burns	Higgins	Lewis	Winkler
Cooper	Hollis	Lusk	—22.

Nays, 0.

The bill:

H. 961. To regulate the management, disposition and control of an endowment fund of ten thousand dollars given by the Sage Land and Improvement Company to the board of trustees of the high school located at Grove Hill, Alabama, to keep the building and grounds in repair and the equipment complete; the lands, buildings, and equipment of said high school having heretofore been conveyed to the State of Alabama for high school purposes under the provisions of article 20, chapter 41 of the Code of Alabama, and the act approved April 8th, 1911, amendatory thereof, entitled "An act to amend sections 1861, 1862 and 1863 of the Code of Alabama."

Was read a third time at length and passed.

Yeas, 21; nays, 0.

Yeas:

Messrs.:	Elrod	Key	McCain
Arrington	Faulk	Kline	Price
Brown	Higgins	Lewis	Pride
Burns	Hollis	Lusk	Weathers
Cooper	Holmes	Miller	Winkler
Ellis	Jones		—21.

Nays, 0.

The bill:

S. 297. To amend an act entitled An act to amend section 3322 of the Code of Alabama, approved August 25, 1909, Pham. Acts 1909, p. 157.

Was read a third time at length and passed.

Yeas, 18; nays, 0.

Yeas:			
Messrs.:	Hartwell	Key	Price
Burns	Higgins	Kline	Pride
Ellis	Hollis	Lusk	Wallace
Elrod	Holmes	Miller	Weathers
Hall	Jones	McCain	—18.

Nays, 0.

The bill:

S. 721. To require the election of members of courts of county commissioners, or boards of revenue of counties in this State, having an area of one thousand five hundred and seventy-five square miles or more, by the voters only of the districts which such commissioners represent, and to make such officers ineligible to election as their own successors.

Was taken up.

The following amendment offered by Mr. Holmes, to wit:

Amend so as to add in the caption and body of the bill, right after the word "having," the words, "or may hereafter have," so as to make it read, "having or may hereafter have an area of one thousand five hundred and seventy-five square miles."

Was adopted.

Yeas, 22; nays, 0.

Yeas:			
Messrs.:	Elrod	Jones	Price
Arrington	Faulk	Key	Pride
Brown	Hall	Kline	Wallace
Burns	Hartwell	Lusk	Weathers
Cooper	Higgins	Miller	Winkler
Ellis	Holmes	McCain	—22.

Nays, 0.

Mr. Jones offered the following amendment to said bill, to wit:

Amend by striking out the words "one thousand five hundred and seventy-five" in the body and caption, and

inserting in lieu thereof the words "nine hundred square miles."

Which was, upon motion of Mr. Lusk, laid upon the table.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 19; nays, 4.

Yeas:

Messrs.:	Faulk	Holmes	McCain
Brown	Hall	Key	Price
Bulger	Hartwell	Kline	Pride
Ellis	Higgins	Lee	Wallace
Elrod	Hollis	Lewis	Winkler

—19.

Nays:

Messrs.:	Cooper	Lusk	Weathers
Burns			

—4.

The bill:

S. 767. To abolish the highway commission of Houston county, Alabama, and to repeal the act of creating same.

Was read a third time at length and passed.

Yeas, 20; nays, 0.

Yeas:

Messrs.:	Hall	Key	McCain
Brown	Hartwell	Kline	Price
Cooper	Higgins	Lewis	Pride
Ellis	Holmes	Lusk	Wallace
Elrod	Jones	Miller	Weathers
Faulk			

—20.

Nays, 0.

The bill:

S. 440. To grant to the city of Mobile certain lands in the bay of Mobile, and authority to improve the same and extend wharves and terminals therefrom into the adjacent waters.

Was taken up.

The following amendment offered by Mr. Hartwell, to wit:

Amend by inserting after the words "now therefore" in line 11, page 1, the following words, "so much of."

Amend also by inserting after the words "N. O. M. & C. R. R.," in line 13, page 1, the following words, "as may be improved."

Amend further by inserting after the words "hereby granted," in line 14, the following, "leased for a period of twenty years."

Amend further by adding the following paragraph:

"Provided, that if at the end of twenty years the State shall desire to resume the possession and control of the island and right hereby granted it may do so by act of the Legislature providing for the payment to the city of Mobile the agreed or adjudged value of the improvements then remaining thereon."

Amend further by adding, "all laws or parts of laws in conflict with the provisions of this act are hereby repealed."

Amend further by adding: "If any section or provision of this act is held unconstitutional, it shall not invalidate any other section under this act."

Was adopted.

Yeas, 19; nays, 0.

Yeas:

Messrs.:	Hartwell	Key	Price
Arrington	Higgins	Kline	Pride
Burns	Hill	Lusk	Wallace
Ellis	Holmes	Miller	Weathers
Hall	Jones	McCain	Winkler

—19.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 12; nays, 6.

Yeas:

Messrs.:	Burns	Hall	Higgins
Arrington	Ellis	Hartwell	Holmes

Kline	Price	Weathers	Winkler	
McCain				—12.

Nays:				
Brown	Elrod	Miller	Pride	
Cooper	Faulk			—6.

CONSIDERATION OF SPECIAL ORDER.

The hour of 11:30 o'clock having arrived, the Senate proceeded to consider the special order for this hour, which was:

S. 697. To provide for the building and furnishing of class rooms, administrative offices, assembly hall, library, gymnasium, dormitory and other buildings and improvements, for the Alabama Girls Technical Institute at Montevallo, and for the support and maintenance of the summer school of said institution.

Mr. Lusk offered the following amendment to said bill, to wit:

“Amend by striking out section two of the bill.”

Which was, upon motion of Mr. Kline, laid upon the table.

Mr. Jones, offered the following amendment to said bill, to wit:

Amend section one by striking the words “fifty thousand dollars” wherever they appear, and insert in lieu thereof the words, “twenty-five thousand dollars.”

Which was, upon motion of Mr. Wallace, laid upon the table.

Yeas, 18; nays, 7.

Yeas:			
Messrs.:	Cooper	Holmes	Price
Arrington	Elrod	Key	Pride
Brown	Hall	Kline	Wallace
Bulger	Hartwell	Lee	Winkler
Burns	Hill	McCain	—18.

Nays:			
Messrs.:	Faulk	Jones	Miller
Ellis	Higgins	Lusk	Weathers
			—7.

And said bill was then read a third time at length and passed.

Yeas, 20; nays, 4.

Yeas:			
Messrs.:	Ellis	Holmes	Lusk
Arrington	Elrod	Key	Miller
Brown	Hall	Kline	McCain
Bulger	Hartwell	Lee	Price
Burns	Hill	Lewis	Wallace
Cooper			—20.

Nays:			
Messrs.:	Higgins	Jones	Weathers
Faulk			—4.

MOTION TO RECONSIDER.

Pursuant to notice heretofore given, Mr. Winkler moved to reconsider the vote by which the Senate on yesterday passed:

H. 380. To further prescribe the authority and duties of the attorney general and of solicitors; and to provide for the employment of assistants to the attorney general and of special counsel; to make an appropriation for the conduct of the office of attorney general, for the better enforcement of the law, and to prescribe the method of its expenditure.

Mr. Lusk moved to lay the motion made by Mr. Winkler on the table, which prevailed.

Yeas, 17; nays, 8.

Yeas:			
Messrs.:	Ellis	Key	McCain
Brown	Faulk	Kline	Pride
Bulger	Hall	Lusk	Wallace
Cooper	Hill	Miller	Weathers
Denson	Jones		—17.

Nays:			
Messrs.:	Elrod	Judge	Lewis
Arrington	Higgins	Lee	Winkler
Burns			—8.

INDEFINITE POSTPONEMENT OF BILL AND AMENDMENT.

The bill:

S. 649. To create the office of auditor of municipal accounts.

Was taken up.

The following amendment offered by the Committee on Municipalities and Municipal Organizations, to wit:

In lieu of section 6, substitute a new section 6 as follows:

"6. That for their services, the auditors appointed hereunder shall each receive eight dollars per day for each and every day while actually engaged, including the fractional days in entering upon and concluding their assignments, which per diem shall be in full for all services and expenses of travel and subsistence; and that the compensation authorized herein shall be paid by the municipality for which the service was rendered, within ten days after sworn account filed with the mayor, chairman of the city commission, or other executive officer of the municipality."

Mr. Kline offered the following amendment to said amendment, to wit:

Amend in lieu of section 6 the following:

6. That for their services the auditors appointed hereunder shall each receive eighty cents per hour for each and every hour while actually engaged, which sum shall be in full for all services and expenses of travel and subsistence; and that the compensation authorized herein shall be paid by the municipality for which the service was rendered within ten days after sworn account filed with the mayor, chairman of the city commission, or other executive officer of the municipality."

Mr. Winkler moved that the Senate indefinitely postpone the consideration of said bill and amendments.

Mr. Kline moved to lay the motion made by Mr. Winkler upon the table, which was lost.

Yeas, 9; nays, 15.

Yeas:

Messrs.:	Denson	Higgins	Kline
Arrington	Ellis	Jones	Miller
Bulger	Hall		

Nays:

Messrs.:	Faulk	Lee	Price
Brown	Hill	Lewis	Wallace
Cooper	Judge	Lusk	Weathers
Elrod	Key	McCain	Winkler

—15.

And the motion made by Mr. Winkler then prevailed, and the consideration of said bill and amendments was indefinitely postponed by the Senate.

RESOLUTIONS.

Mr. Lusk offered the following resolution, to wit:

S. J. R. 131. Resolved by the Senate, the House concurring, that when they adjourn today, it be to meet Thursday, August 19, at 9 o'clock A. M.

Which was read and referred to the Standing Committee on Rules.

BILLS ON THIRD READING RESUMED.

The bill:

H. 740. To authorize and direct the court of county commissioners of Crenshaw county to audit and pay any bill for legal advertising for the county done prior to the first day of January, nineteen hundred and fifteen.

Was read a third time at length and passed.

Yeas, 24; nays, 0.

Yeas:

Messrs.:	Elrod	Key	McCain
Arrington	Hall	Kline	Price
Brown	Hartwell	Lee	Pride
Bulger	Higgins	Lewis	Wallace
Burns	Hollis	Lusk	Weathers
Cooper	Holmes	Miller	Winkler
Ellis			

—24.

Nays, 0.

The bill:

S. 768. To appropriate out of the general funds of the State not otherwise appropriated, the sum of two

thousand one hundred thirty-eight and 85/100 (\$2,138.-85) dollars for the relief of the children of B. A. Forrester and J. S. Forrester, late partners under the firm name of B. A. Forrester & Brother, namely: Mrs. Theodosia Folkes, R. B. Forrester, S. S. Forrester, V. T. Forrester, O. A. Forrester, H. G. Forrester, Mrs. Cenie Pilcher, W. R. Forrester, F. C. Forrester, Sibbie Forrester, F. F. Forrester, Mrs. Otie Hodges, K. L. Forrester, Mrs. Elvie Copeland, and Mrs. Ethel Cherry.

Was read a third time at length and passed.

Yeas, 19; nays, 0.

Yeas:

Messrs.:	Elrod	Holmes	Miller
Bulger	Hall	Key	McCain
Cooper	Hartwell	Kline	Wallace
Denson	Higgins	Lewis	Weathers
Ellis	Hollis	Lusk	Winkler

—19.

Nays, 0.

The bill:

H. 1047. To authorize the treasurer of Bibb county, Alabama, to pay interest on money borrowed by the court of county commissioners of Bibb county, Alabama, to defray the general expenses of said county.

Was read a third time at length and passed.

Yeas, 24; nays, 0.

Yeas:

Messrs.:	Ellis	Hollis	Lusk
Arrington	Elrod	Holmes	Miller
Brown	Hall	Judge	McCain
Bulger	Hartwell	Key	Pride
Burns	Higgins	Kline	Weathers
Cooper	Hill	Lewis	Winkler
Denson			

—24.

Nays, 0.

The bill:

S. 766. To provide for a better system of public roads for the county of DeKalb in this State.

Was read a third time at length and passed.

Yeas, 23; nays, 0.

Yeas:

Messrs.:	Ellis	Holmes	Miller
Arrington	Elrod	Judge	McCain
Brown	Hall	Key	Wallace
Burns	Hartwell	Kline	Weathers
Cooper	Higgins	Lewis	Winkler
Denson	Hollis	Lusk	—23.

Nays, 0.

The bill:

S. 300. To appropriate the sum of fifteen hundred dollars annually for the expense of holding the annual reunion of the Alabama Division of the United Confederate Veterans and to authorize the Governor to appoint a commissioner to receive and disburse the said fund.

Was taken up.

The following amendment offered by the Committee on Finance and Taxation, to wit:

Amend by striking out the words "fifteen hundred dollars" in the caption and body of the bill, and inserting in lieu thereof the words, "one thousand dollars."

Was adopted.

Yeas, 21; nays, 0.

Yeas:

Messrs.:	Elrod	Key	McCain
Arrington	Hall	Kline	Pride
Brown	Hollis	Lewis	Wallace
Burns	Holmes	Lusk	Weathers
Cooper	Jones	Miller	Winkler
Denson	Judge		—21.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 20; nays 1.

Yeas:

Messrs.:	Ellis	Key	McCain
Arrington	Hall	Kline	Price
Brown	Hartwell	Lee	Wallace
Bulger	Holmes	Lewis	Weathers
Cooper	Judge	Miller	Winkler
Denson			

—20.

Nay: Mr. Lusk.—1.

The bill:

S. 630. To repeal section 5826 of the Code of Alabama of 1907. To amend section 5827 of the Code of Alabama of 1907, and to regulate the manner of buying road machinery, tools, teams and supplies for working roads.

Was taken up.

The following amendment offered by the Committee on Judiciary, to wit:

Amend by striking out of section 2 all of subdivision (a) and make the word "one," before the word hundred, in subdivision (b) read "five," and strike out all of section 3.

Was adopted.

Yeas, 16; nays, 2.

Yeas:

Messrs.:	Cooper	Higgins	Lusk
Arrington	Denson	Judge	Wallace
Brown	Ellis	Key	Weathers
Bulger	Hall	Kline	Winkler
Burns			

—16.

Nays: Messrs. Lewis, Miller.—2.

Mr. Key offered the following amendment to said bill, to wit:

Amend by striking from the caption the words "and to regulate the manner of buying road machinery, tools, teams and supplies for working roads."

Was adopted.

Yeas, 17; nays, 1.

Yeas:
 Messrs.: Cooper Judge McCain
 Arrington Denson Key Wallace
 Brown Hall Lusk Weathers
 Bulger Hartwell Miller Winkler
 Burns Higgins —17.

Nay: Mr. Pride.—1.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 20; nays, 0.

Yeas:
 Messrs.: Hall Jones Lusk
 Arrington Hartwell Judge Miller
 Bulger Higgins Key McCain
 Burns Hill Kline Wallace
 Cooper Holmes Lewis Weathers
 Denson —20.

Nays, 0.

REPORT FROM RULES COMMITTEE.

Mr. Jones, chairman of the Standing Committee on Rules, reported that said committee, in session, had acted upon:

S. J. R. 131. Resolved by the Senate, the House concurring, that when they adjourn to-day, it be to meet Thursday, August 19th, at 9 o'clock A.M.

And ordered same returned to the Senate with a favorable report.

Mr. Jones offered the following amendment to said resolution:

Strike "Thursday, August 19," and insert "Wednesday, August 18."

Which was, upon motion of Mr. Bulger, laid upon the table.

Yeas, 14; nays, 8.

Yeas:			
Messrs.:	Cooper	Hartwell	Miller
Arrington	Denson	Hill	Pride
Bulger	Elrod	Judge	Weathers
Burns	Hall	Lusk	—14.

Nays:			
Messrs.:	Jones	Kline	Wallace
Faulk	Key	Lewis	Winkler
Holmes			—8.

And said resolution was then adopted and the report of said committee concurred in.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bill:

H. 242. To appropriate the sum of \$6,849.17 to Marshall and Bruce Company, Nashville, Tenn., contractors for furnishing stationery and stationery supplies to the State of Alabama.

And sends same herewith to the Senate without engrossment.

W. F. Herbert,
Clerk.

HOUSE MESSAGES.

The House bill in the foregoing House message was read once and referred to appropriate standing committee as follows:

H. 242. To the Committee on Finance and Taxation.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bill:

H. 929. A bill to be entitled an act to appropriate the two and three per cent. funds now in the treasury of the State to Alabama, Tennessee & Northern Railway.

And sends the same herewith to the Senate.

W. F. Herbert,
Clerk.

HOUSE MESSAGES.

The House bill in the foregoing House message was read once and referred to appropriate standing committee as follows:

H. 929. To the Committee on Public Roads and Highways.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bill:

H. 1025. To amend section 3485 of the Code of Alabama of 1907.

And sends same herewith to the Senate.

W. F. Herbert,
Clerk.

HOUSE MESSAGES.

The House bill in the foregoing House message was read once and referred to appropriate standing committee as follows:

H. 1025. To the Committee on Municipalities and Municipal Organizations.

REPORT FROM COMMITTEE ON ENGROSSED BILLS.

Mr. President:

Your Standing Committee on Engrossed Bills beg leave to report that said committee, in session, have examined and compared the following engrossed bills with the originals and find same correctly engrossed, to wit:

S. 154. To make an appropriation for necessary repairs and improvements on the buildings of the fourth district agricultural school at Sylacauga.

S. 410. To repeal an act to establish a colony for epileptics in Alabama, and to provide means for carrying same into effect, which act was approved on the 30th day of November, 1907.

S. 433. To amend an act to amend section sixty-nine hundred and sixty-four of the criminal code of 1907, said act approved April 20th, 1911.

S. 486. To amend section 1678 of the Code of Alabama of 1907, as amended by act approved April 18th, 1911.

S. 528. To amend sections 5967 and 5960 of the Code.

S. 575. To prevent fraud and deception in the sale of Alabama grown fruits and vegetables. To provide for the registering of shipping labels or designs of individual shippers or associations. To prevent the fraudulent use of the same, and to provide penalties for the violation of this act.

S. 685. To ratify, confirm and validate all payments heretofore made by county treasurers on warrants drawn by probate judges under supposed valid orders of courts of county commissioners or boards of revenue, and to ratify, confirm, and validate all contracts and orders made by such court of county commissioners or boards of revenue, to aid in cattle tick eradication, but subsequently found to be illegal.

S. 687. For the incorporation of mutual co-operative societies or associations to promote and foster trade and commerce, to reform abuses relative thereto, to secure freedom from unjust and unlawful exactions; to diffuse accurate and reliable information as to the standing of individuals seeking credit, to settle differences between its members, and to promote a more enlarged and friendly intercourse between the retail merchants, and to exempt the same from all corporate taxation and licenses.

S. 734. To prohibit white female nurses from nursing, or being employed in nursing in wards or rooms in hospitals, either public or private, in which negro men are placed for treatment, or to be nursed, and to provide the punishment for a violation thereof.

S. 746. To change and extend the corporate limits of the town of Georgiana in the county of Butler and State of Alabama.

S. 748. To make appropriation for the payment of the expenses to be incurred in the publication of proclamations of the Governor on constitutional amendments to be submitted to the qualified voters of the State under the authority of joint resolution adopted at the 1915 session of the Legislature of Alabama.

S. 769. To close and abolish Powell street, in the city of Dothan, Houston county, Alabama, from Cherry street to Range street, in said city.

S. 770. To abolish the office of county treasurer of Etowah county and to require that the county funds be deposited in such incorporated national or State bank in the county of Etowah as the board of county commissioners of Etowah county may elect and to provide for the custody of such funds.

W. J. Price,
Chairman.

REPORT FROM COMMITTEE ON REVISION OF THE JOURNAL.

Mr. Holmes, chairman of the Standing Committee on Revision of the Journal, begs leave to report that said committee, in session, had examined the journal of the Senate for the twenty-seventh, twenty-eighth, twenty-ninth, thirtieth and thirty-first legislative days and find same contains the proper entries in reference to each bill and resolution contained therein as required by the Constitution.

H. H. Holmes,
Chairman.

COMMITTEE REPORT.

On motion of Mr. Holmes the foregoing report from the Committee on Revision of the Journal was adopted and the Journal of the twenty-seventh, twenty-eighth, twenty-ninth, thirtieth, and thirty-first days of the session was approved by the Senate.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has nonconcurrent in the Senate amendment to the following House bills:

H. 1202. To appropriate the sum of twenty-five hundred dollars (\$2,500.00), or so much thereof as may be necessary for the purpose of paying the expenses of the Joint Recess Committee on Finance and Taxation.

H. 970. To make an appropriation of two thousand dollars to defray the extraordinary expenses of the Legislative Investigating Committee.

And said bills are returned herewith to the Senate.

W. F. Herbert,
Clerk.

HOUSE MESSAGE.

On motion of Mr. Lusk the Senate receded from its amendment to H. 1202, the title of which is set out in the foregoing message from the House.

Yeas, 23 ; nays, 0.

Yeas :

Messrs. :	Elrod	Hollis	Miller
Arrington	Faulk	Holmes	McCain
Brown	Hall	Kline	Price
Burns	Hartwell	Lee	Pride
Cooper	Higgins	Lewis	Weathers
Ellis	Hill	Lusk	Winkler

—23.

Nays, 0.

On motion of Mr. Lusk the Senate re-considered the vote by which said bill was passed on yesterday, also re-considered the vote ordering said bill to a third reading, and the vote by which said amendment was adopted, and upon his motion said amendment was laid on the table and said bill was again read a third time at length and passed.

Yeas, 19 ; nays, 0.

Yeas :

Messrs. :	Ellis	Hill	Miller
Brown	Elrod	Jones	McCain
Bulger	Faulk	Kline	Pride
Burns	Hall	Lee	Wallace
Cooper	Hartwell	Lusk	Weathers

—19.

Nays, 0.

On motion of Mr. Lusk, the Senate receded from its amendment to H. 970, the title of which is set out in the foregoing message from the House.

Yeas, 23; nays, 0.

Yeas:

Messrs.:	Elrod	Hollis	Miller
Arrington	Faulk	Holmes	McCain
Brown	Hall	Kline	Price
Burns	Hartwell	Lee	Pride
Cooper	Higgins	Lewis	Weathers
Ellis	Hill	Lusk	Winkler

—23.

Nays, 0.

On motion of Mr. Lusk, the Senate re-considered the vote by which said bill was passed on yesterday, also re-considered the vote ordering said bill to a third reading, and the vote by which said amendment was adopted, and upon his motion said amendment was laid upon the table and said bill was again read a third time at length and passed.

Yeas, 20; nays, 0.

Yeas:

Messrs.:	Elrod	Holmes	McCain
Arrington	Faulk	Kline	Price
Brown	Hall	Lee	Pride
Bulger	Hartwell	Lusk	Wallace
Burns	Hollis	Miller	Weathers
Cooper			

—20.

Nays, 0.

RECESS.

At 1:15 o'clock P. M., on motion of Mr. Bulger, the Senate took a recess until three o'clock this afternoon.

AFTERNOON SESSION—THIRTY-SECOND DAY.

Monday, August 16th, 1915.

The Senate re-assembled at 3 o'clock P. M.

ROLL CALL.

Upon a call of the roll 24 Senators answered to their names, a quorum of the Senate.

INTRODUCTION OF BILLS.

By Mr. Hartwell:

S. 809. To submit to the qualified voters of the State of Alabama at the general election to be held on the first Tuesday after the first Monday of November, 1916, for their consideration, an amendment to the Constitution of the State, fixing salaries and compensations and allowances to be paid to the judge of probate, sheriff, the tax assessor, and the tax collector of Mobile county, requiring the said officers to cover the fees collected by them into the county treasury of Mobile county, and authorizing and empowering the Legislature thereafter to fix and regulate and alter the costs, charges and fees and salaries of such officers, including the method and basis of their compensation. (This bill was read at length as required by the Constitution.)

Committee on Finance and Taxation.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bills:

H. 1152. To amend sections 2 and 3 of an act entitled "An act to establish a board of revenue for Shelby county, and to abolish the court of county commissioners thereof," passed at the session of 1911, being in Local Acts of Alabama, page 154, said amendment making the president thereof elective by the qualified voters of the county and dividing the county in four districts, and making one member elective by the qualified electors of each of said four districts of which he shall be a resident and qualified voter, and fixing the terms of office of said president, and members of said board and the time of their election; and providing that the Governor shall appoint successors to those two members whose term of office expires in the year 1915, and prescribing their term of office.

And sends same herewith to the Senate with notice and proof attached and herewith exhibited as follows:

A Bill to be Entitled
AN ACT

To amend sections 2 and 3 of an act entitled "An act to establish a board of revenue for Shelby county, and to abolish the court of county commissioners thereof," passed at the session of 1911, being in Local Acts of Alabama, page 154, said amendment making the president elective by the qualified voters of the county, and dividing the county in four districts, and making one member elective by the qualified electors of each of said four districts of which he shall be a resident and qualified voter, and fixing the term of office of said president and members of said board and the time of their election; and providing that the Governor shall appoint successors to those two members whose term of office expires in the year 1915, and prescribing their term of office.

Be it enacted by the Legislature of Alabama:

1. That section 2 of said act be amended so as to read as follows: "2. The president of said board shall be elected as hereinafter provided by the qualified electors of said county and one member shall be elected by the qualified voters of each of the four districts of the county, of which he shall be a resident and qualified elector. The said four districts shall be constituted as follows: District No. 1 shall be composed of the following voting precincts, to wit: Precincts Nos. 1, 2, 8, 9; district No. 2 shall be composed of the following voting precincts, to wit: Precincts Nos. 3, 4, 7, 19; district No. 3 shall be composed of the following voting precincts, to wit: Precincts Nos. 5, 6, 12, 13, and 17; district No. 4 shall be composed of the following voting precincts, to wit: Precincts Nos. 10, 11, 14, 15, 16, and 18."

2. That section 3 of said act be amended so as to read as follows: "3. The president and the members of said board for districts 1 and 2 shall be elected at the general election held for said county in the year 1916, and every four years thereafter; and their term of office, and that of their successors, shall begin on the first Monday after the second Tuesday of January next

after their election, and they shall hold their office for four years and until their successors are elected and qualified. The first members for district 3 and 4 shall be elected at the general election to be held for said county in the year 1916, and their term of office shall begin at the expiration of the term of office of the two members appointed in the year 1913, and they shall hold their office until the first Monday after the second Tuesday in January, 1919, and until their successors are elected and qualified. Thereafter, members for district 3 and 4 shall be elected at the general election to be held for said county in the year 1918, and every four years thereafter, and their term of office and that of their successors shall begin on the first Monday after the second Tuesday in January next after their election, and they shall hold their office for four years and until their successors are elected and qualified; provided, the Governor, within fifteen days before the expiration of the term of office of those two members whose term expires in the year 1915, shall appoint their successors, whose term of office shall begin on the said expiration of the term of said two members, and who shall hold their office until the first Monday after the second Tuesday in January, 1917, and until their successors are elected and qualified.

State of Alabama, }
Shelby County. }

Before me, A. P. Longshore, judge of probate in and for said county and State, personally appeared J. W. Brooks, associate editor of the Shelby County Sun, a newspaper published in the town of Columbiana, county of Shelby, State of Alabama, and known to me to be such editor, who, being by me first duly sworn, deposes and says that the attached notice and bill entitled an act to amend sections 2 and 3 of an act entitled "An act to establish a board of revenue for Shelby county, and to abolish the court of county commissioners thereof," passed at the session of 1911, being in Local Acts of Alabama, page 154, said amendment making the president thereof elective by the qualified voters of the county, and dividing the county in four districts, and mak-

ing one member elective by the qualified electors of each of said four districts of which he shall be a resident and qualified voter, and fixing the term of office of said president and the members of the said board and the time of their election; and providing that the Governor shall appoint successors to those two members whose term of office expires in the year 1915, and prescribing their term of office," was published once a week for four consecutive weeks in said newspaper in Shelby county, Alabama, to wit: January 21st, January 28th, February 4th, and February 11th, 1915, and before the making of this affidavit.

J. W. Brooks,
Associate Editor of The Shelby County Sun.

Sworn to and subscribed before me, this the 16th day of July, 1915.

A. P. Longshore,
Judge of Probate.

Also,

H. 856. To give the recorder or mayor of the town of West Blocton, Bibb county, Alabama, exclusive jurisdiction in all misdemeanors committed within said town or within the police jurisdiction thereof, and to abolish the jurisdiction of the justices of the peace in such territory.

And sends same herewith to the Senate with notice and proof attached and herewith exhibited as follows:

NOTICE.

At the adjourned session of the Legislature to convene on July 13th, 1915, a bill will be introduced to give the Mayor of the town of West Blocton, Bibb county, Alabama, exclusive jurisdiction of all misdemeanors committed within said town or within the police jurisdiction of said town, and to abolish the jurisdiction of the justices of the peace in such territory.

The State of Alabama, }
Bibb County. } ss.

Before me, B. H. Gatlin, a notary public in and for said county and State, personally appeared C. E. Allen,

who is known to me, and who, being duly sworn, deposes and says: That he is the editor and publisher of The Blocton Enterprise, a newspaper of general circulation published in West Blocton, Bibb county, Alabama, and that the notice hereto attached was published in the said newspaper for four consecutive weeks, beginning on the 27th day of May, 1915, and ending on the 24th day of June, 1915.

C. E. Allen.

Sworn to and subscribed before me, this the 9th day of July, 1915.

B. H. Gatlin,
Notary Public, Bibb County, Ala.

Also,

H. 1297. To relieve the Honorable W. H. Harris, as county treasurer of Washington county, Alabama, from the payment of four hundred and 00/100 (\$400.00) dollars, made by him as treasurer of Washington county, Alabama, to agents of hard labor for Washington county, Alabama, from the first day of October, 1910, to the first day of October, 1913, both inclusive, being for four years, which payments were made under the orders and on a warrant of the court of county commissioners of Washington county, Alabama, acting under the provisions of the act, approved November 30th, 1907.

And sends the same herewith to the Senate with notice and proof attached and herewith exhibited as follows:

NOTICE.

Notice is hereby given to the public that, at the next, either special or adjourned session of the Legislature of the State of Alabama, a bill will be introduced for the purpose of relieving the Honorable W. H. Harris, as county treasurer of Washington county, Alabama, from an alleged erroneous payment of \$400.00, which the said treasurer has paid to the agents of hard labor for Washington county, Alabama, from the 1st day of October, 1910, to the 1st day of October, 1913, inclusive, being four years, which payments were made

under the orders of the honorable commissioners court of Washington county, Alabama, under the provisions of the act of November 30th, 1907. 6-10-4t.

State of Alabama, }
Washington County. }

I, Wallace P. Pruitt, editor of the Washington county News, a newspaper published at Chatom, Washington county, Alabama, do hereby certify that a copy of the notice of proposed bill, as per clipping hereto attached, was published weekly in the regular and entire issue of said newspaper, and not in any supplement thereof, for four consecutive weeks, commencing with the issue dated June 10, 1915, and ending with the issue dated July 1, 1915. I further certify that I have the right and authority to make this affidavit.

Wallace P. Pruitt.

Sworn to and subscribed before me on this, the 23rd day of July, 1915.

C. E. Pelham,
Register in Chancery.

Also,

H. 1154. To provide for one jury box in St. Clair county, and to provide for the drawing and empanelling of all juries and jurors for the northern and southern judicial divisions of said county, to be drawn from such jury box, and for the care and custody of said jury box.

And sends same herewith to the Senate with notice and proof attached and herewith exhibited as follows:

PUBLISHER'S AFFIDAVIT OF PUBLICATION IN THE PROGRESS,
PELL CITY, ALA.

NOTICE.

The undersigned members of the bar of St. Clair county will cause to be introduced, and urge the passage in the present session of the Legislature of Alabama, when it convenes again, a bill the substance of which is as follows, to wit:

A BILL

To be entitled an act to provide for one jury box in St. Clair county, and to provide for the drawing and empanelling of all juries and jurors for the northern and southern judicial divisions of said county to be drawn from such jury box, and for the care and custody to said jury box.

M. M. and Victor H. Smith,
Gardner Greene,
W. A. Starnes,
Frank B. Embry,
Chas. R. Robinson.

The State of Alabama, }
St. Clair County, }
In Pell City. }

I, Boys D. Cather, publisher of The Progress, a weekly newspaper published in the town of Pell City, county of St. Clair, State of Alabama, hereby certify that the notice of an act in the matter to have one jury box in St. Clair county, copy of which is pasted on the margin of this form, was inserted in The Progress once a week for four (4) consecutive weeks, of the following dates of issue: June 17th, 24th, and July 1st and 8th, 1915.

Boys D. Cather,
Publisher of The Progress.

The State of Alabama, }
St. Clair County, }
In Pell City. }

Sworn to and subscribed before me, this
(Seal.) 19th day of July, 1915.

Frank B. Embry,
Notary Public.

Also,

H. 1176. To regulate the fine and forfeiture fund of Cullman county, and provide for the registration and payment of claims against said fund.

And sends same herewith to the Senate with notice and proof attached and herewith exhibited as follows:

NOTICE.

Notice is hereby given as required by section 106 of the Constitution of 1901, of the intention of the undersigned to apply to the next session of the Legislature of Alabama, for the enactment of a law, the substance of which is as follows: A bill to be entitled an act to regulate the fine and forfeiture fund of Cullman county, and provide for the registration and payment of claims against said fund.

R. E. Ryan.

I, J. C. Norwood, publisher of the Cullman Tribune, a weekly newspaper published in the city of Cullman, county of Cullman, and the State of Alabama, hereby certify that the notice, a copy of which is hereto attached, was published in said newspaper for four weeks, beginning June 3rd, and dates of June 10th, 17th, and 24th of June, 1915.

J. C. Norwood,
Publisher.

Sworn to and subscribed before me, this the 15th day of June, 1915.

O. S. Roden,
Clerk Circuit Court.

Also,

H. 773. To repeal an act entitled an act to establish a criminal court for the county of Pike with criminal jurisdiction in misdemeanor cases, approved February 25, 1889, local acts of Alabama, page 631, and all subsequent and amendatory acts relating to said court, to-wit: The act approved the 17th day of September, 1903, and the act approved the first day of October, 1903, and all other acts relating to said court investing said court with civil as well as criminal jurisdiction, and to transfer all the civil and criminal proceedings therein pending and undisposed of, together with all dockets, papers and books relating to said cases in said law court or criminal court of Pike county, to the circuit court of said county, wherein said circuit court now have or may have jurisdiction of said cases, and to trans-

fer all the papers and documents pending and undisposed of in said law court or criminal court to the justices of the peace of the different precincts of said county who now have or may have jurisdiction to try and dispose of said cases; and to transfer all criminal cases pending and undisposed of in said court, begun by affidavit and warrant of arrest charging the commission of misdemeanors in said county, with the papers and documents relating to said alleged misdemeanors to the grand juries of said county for investigation and action, and to repeal an act entitled an act to provide for the election for Pike county, Alabama, of a county solicitor for said county, to fix his term of office and prescribe his duties, approved the 26th day of September, 1903, Local Acts of Alabama, page 652, and all subsequent and amendatory acts relating to said office of said county solicitor; and to provide for the appointment of a judge of said law court or criminal court of Pike county.

And sends the same herewith to the Senate with notice and proof attached and herewith exhibited as follows:

NOTICE.

Notice is hereby given that at the next session of the Legislature of Alabama in 1915 a bill will be introduced to repeal an act entitled, An act to establish a criminal court for the county of Pike, with criminal jurisdiction in misdemeanor cases, approved Feb. 25, 1889, Local Acts of Alabama, page 631, and all subsequent and amendatory acts relating to said court, and to repeal an act entitled, an act to provide for the election for Pike county, Alabama, of a county solicitor for said county, to fix his term of office and prescribe his duties, approved September 26, 1903, Local Acts of Alabama, page 652, and all subsequent and amendatory acts relating to said office of said county solicitor; same to take effect at 12 o'clock, P. M., on January 1st, 1919; to provide for the appointment of a judge of said law court or criminal court of Pike county from the time of the expiration of the term of the present judge of said court to the time of taking effect of this act to repeal said court, to-wit: from January 1st, 1917, to January 1st, 1919; and to provide for the transfer of all the civil and

criminal proceedings pending and undisposed of, together with all dockets, papers and books relating to said cases in said law court or criminal court of Pike county to the circuit court of said county, wherein said circuit court now has or may have jurisdiction of said cases, and to provide for the transfer of all of the papers and documents pending and undisposed of in said law court or criminal court to the justices of the peace of the different precincts of said county who now have or may have jurisdiction to try and dispose of said cases, and to provide for the transfer of all criminal cases pending and undisposed of in said law court or criminal court begun by affidavit and warrant of arrest charging the commission of misdemeanors in said county, with the papers and documents relating to said alleged misdemeanors to the grand juries of said county for investigation and action.

G. J. Hubbard.

State of Alabama, }
Pike County. }

Before me, Ray Spradley, a notary public in and for said State and county, personally appeared J. M. Payne, known to me to be the editor and general manager of The Troy Herald, a newspaper published in the city of Troy, Pike county, Alabama, who, being by me first duly sworn, deposes and says: That he is the editor and general manager of The Troy Herald, a newspaper published semi-weekly at Troy, in Pike county, Alabama; that the above notice to abolish the law court or criminal court of Pike county, Alabama, was published once a week for four consecutive weeks in said newspaper, the said Troy Herald, before the making of this affidavit; that the first publication of said notice occurred in the edition of The Troy Herald under date of January 12, 1915, and that said publication was made in The Troy Herald every week thereafter, the last publication of said notice occurring in the edition of said newspaper under date of February 9, 1915.

J. M. Payne.

Sworn to and subscribed before me, this the 15th day of February, 1915.

(Seal.) Ray Spradley,
Notary Public, Pike County, Ala.

Also,

H. 1343. To amend an act entitled An act to create the office of assistant solicitor for the county of Montgomery, Alabama, in lieu of the present office of deputy solicitor for said county; to prescribe his duties, fix his salary and provide for the selection for said office.

And sends the same herewith to the Senate with notice and proof attached and herewith exhibited as follows:

NOTICE.

Notice is hereby given that a bill will be introduced in the Legislature of Alabama, 1915, the substance of which will be to amend an act entitled "An act to amend an act to create the office of assistant solicitor for the county of Montgomery, Alabama, in lieu of the present office of deputy solicitor of said county, prescribing his duties, fixing his salary, and providing for the method of selection of said office. Approved February 21st, 1907," so as to reduce the salary of said assistant solicitor, to further prescribe his duties, and to provide the method of selection of said office, and the taxation of costs of solicitor's fees where the assistant solicitor prosecutes.

State of Alabama, }
Montgomery County. }

Personally appeared before me, H. C. Fallows, a Notary Public in and for said State and county, Brame Hood, who, being first duly sworn, deposes and says that he is secretary of the Montgomery Journal, a daily newspaper of general circulation published and printed in the city of Montgomery, Montgomery county, State of Alabama; that as such officer he is authorized to make this affidavit that the above attached notice was published in the Montgomery Journal, without cost to the State, once a week for four consecutive weeks on to wit, January 21st, January 28th, February 4th, and February 11th, 1915.

Brame Hood.

Subscribed and sworn to before me, this
(Seal.) the 7th day of July, A. D. 1915.

H. C. Fallows,
Notary Public.

Also,

H. 1286. To better provide for the working of the public roads of Pike county; to require the court of county commissioners of said county to employ a civil engineer who shall be learned in the art and science of road and bridge building; to fix the salary of such engineer and say how the same shall be paid; to prescribe the duties of such engineer and provide a conveyance to be used by him in connection with such duties; to provide that all work on the roads and bridges of said county, other than work done by convict labor and by persons subject to road duty, shall be done by contracts; to say how such contracts shall be made and how payments shall be made thereon; to require the probate judge of said county to keep records of all contracts and all expenditures made with reference to the public roads and bridges of said county; and to repeal all laws in conflict with this act in so far as Pike county is concerned.

And sends the same herewith to the Senate with notice and proof attached and herewith exhibited as follows:

“Exhibit A.”

NOTICE.

Notice is hereby given that at the present session of the Legislature a bill will be introduced providing substantially, that there shall be created in and for Pike county, Alabama, a commission to be known and called the highway commission of Pike county, said commission to have and exercise exclusively all the power and authority now conferred by law, or which may hereafter be conferred by law, upon the court of county commissioners of said county with respect to the public roads and bridges of said county, that said power and authority shall include the exclusive jurisdiction to build, maintain, open and close public roads and to build, maintain and discontinue bridges in said county, and shall be as full and complete and shall be exercised in the same manner as is now prescribed by law for the court of county commissioners of said coun-

ty; that said highway commission shall be composed of five members who shall be bona fide residents and qualified electors of Pike county and shall be appointed by the Governor, their term of office to be four years and to begin on the first Monday in October next after the inauguration of the Governor, and all vacancies to be filled by the Governor; that said highway commission shall elect one of their members chairman and may elect a chairman pro tem in the absence of the chairman, shall meet in regular session once each month and at other times when necessary, a majority of said members to be a quorum for the transaction of business; that said commission shall elect a secretary thereof and prescribe his duties and compensation; also to elect or employ an expert road engineer and prescribe his duties and compensation; said road engineer to have immediate supervision of all public roads and bridges in the county, to report to said commission on condition of the same and to prepare plans and specifications of all work to be done, to supervise all work done whether by contract or otherwise, all under the direction and control of said commission; to make it the duty of the court of county commissioners of said county to transfer to the road fund of said county any surplus of general funds of the county in the county treasury, or any part of such surplus, whenever the same is not required for other obligations of the county; that the general road fund of the county shall consist of, any and all special taxes collected for roads or bridges in the county, all monies paid into the treasury in lieu of road work, all funds transferred to said fund by the court of county commissioners, all funds received by said county from the State for roads and bridges, and all other monies paid into the said county treasury for the use of the roads and bridges of the county, the treasurer of said county to keep such road fund separate and apart from all other monies received by him, and to pay out the same only upon warrants signed by the chairman of said commission; all convicts sentenced to hard labor for the county shall be worked upon the roads and bridges thereof under such regulations, consistent with general law, as said commission may prescribe, all persons subject to duty upon

the public roads of the county and not electing to pay money in lieu thereof as prescribed by law shall be worked upon said roads in their respective precincts under regulations prescribed by said commission, but such persons shall not be required to work with or in squads with convict laborers; that all work upon the public roads and bridges of the county, other than work done by convicts and persons subject to road duty, shall be done by contracts made with persons, partnerships or corporations by said commission, no contract to be made for such work except upon plans and specifications made by said county engineer and approved by said commission; that the members of said commission shall serve without compensation, but shall be reimbursed for the actual and necessary expenses incurred by them in the performance of their duties as members of said commission, said reimbursement to be made only upon itemized and verified statements of such expenses filed with the secretary of said commission; to carry out the provisions of the act, to authorize the said commission to borrow money in the name of the county for not longer than one year at not more than 8 per cent. per annum, for which they shall issue the county's warrants, which, when due, shall be a charge against any funds in the county treasury not otherwise appropriated; all warrants issued by and under the authority of said commission to be signed by the chairman thereof, or if the chairman be unable to serve or is absent from the county for more than five days, said warrants shall be signed by a chairman pro tem duly elected by a majority of the members present at a meeting called for that purpose; all warrants drawn to pay the secretary of said commission and to pay the expenses of said members as herein provided to be paid out of the general fund in the county treasury, and except as herein otherwise provided, all other warrants issued by authority of said commission to be paid out of the general road fund of the county; said commission to keep a complete record of all its doings and acts, the same to be open for inspection to citizens of the county at all reasonable hours, and to publish semi-annual statements of all receipts and disbursements, showing from what source derived and for what pur-

poses expended, such records to be the property of said county and to be kept in the immediate custody of the secretary of said commission and his successors in office, under regulations prescribed by said commission; to make it the duty of the county treasurer to furnish the secretary of said commission, on or before the 10th day of February of each year and on the first day of each month thereafter, a statement of all monies paid into said treasury in lieu of work upon the public roads of said county, giving the names and amounts paid by such persons and the beats in which they respectively reside, all other monies received by said treasurer for credit of said road fund to be reported to said secretary immediately upon the receipt of the same; that as soon as a majority of the members of said commission shall qualify and assume their duties as such, the court of county commissioners, or any person or persons having the custody of the same, shall immediately deliver to said commission all livestock, tools, implements, feed, and all other property owned by said county and used in and about the building and maintaining of roads and bridges in said county, and that thereafter the possession and control of the same to be and remain under the direction and control of said commission; to repeal all laws and parts of laws in conflict with the provisions of this act.

The State of Alabama, }
 Pike County. }

Before me, A. G. Seay, a Notary Public in and for said State and county, personally appeared S. H. Blan, who, being by me first duly sworn, deposes and says, on oath, that he is the editor and proprietor of The Troy Messenger, a newspaper published in Pike county, Alabama; that notice that a bill would be introduced at the present session of the Legislature of Alabama providing for the creation of a highway commission for Pike county and for other purposes, a copy of which said notice is hereto attached, marked "Exhibit A," and made a part of this affidavit; that said notice was published in said newspaper four consecutive weeks next before the making of this affidavit; that the first publication of said notice appeared in

the issue of said newspaper published on the 23rd day of June, 1915, and the last publication of said notice appeared in the issue of said newspaper published on the 14th day of July, 1915.

Witness my hand, this the 19th day of July, 1915.

S. H. Blan.

Sworn to and subscribed before me, this
(Seal.) the 19th day of July, 1915.

A. G. Seay,
Notary Public.

Also,

H. 417. To establish an inferior court in precinct 29, in Jefferson county, Alabama, in lieu of all justices of the peace and notaries public with powers of justice of the peace in said precinct and to define the jurisdiction and powers of said court and the judge thereof.

And sends the same herewith to the Senate with notice and proof attached and herewith exhibited as follows:

NOTICE.

To Whom It May Concern :

Notice is hereby given that a bill will be introduced at the session of the Legislature of Alabama, which convenes in January, 1915, the substance of which bill will be to create a court of inferior jurisdiction in precinct 29 of Jefferson county, Alabama, in lieu of all justices of the peace, and notary public ex-officio justice of the peace in said precinct and all notary public ex-officio justice of the peace exercising jurisdiction in the ward or wards in the city of Birmingham, Ala., lying in or partly lying in said precinct; to provide for a judge of said court, defining his jurisdiction and powers, the appointment of a clerk, defining his duties and powers, prescribing salaries or compensation of said judge and clerk, and prescribe rules of procedure; also a bill will be introduced, the substance of which will be to abolish the office of the justice of the peace and the office of notary public ex-officio justice of the peace in precinct 29, and the office of notary public ex-officio justice of the peace exercising jurisdiction in the ward or wards in the

city of Birmingham, Ala., lying or partly lying in said precinct, and to limit the jurisdiction of all justices of the peace and notary public ex-officio justice of the peace in precinct 29 and notary public ex-officio justice of the peace exercising jurisdiction of justice of the peace in ward or wards in the city of Birmingham, Ala., lying or partly lying in said precinct until such time as their respective office may be abolished.

State of Alabama, }
Jefferson County. }

Before me, Charles Ingram, a notary public in and for said county and State, personally appeared G. M. Howle, who being by me first sworn according to law, deposes and says that he is editor of The Spectator, a weekly newspaper published in Birmingham, Alabama, in Jefferson county, Alabama, and that the said notice hereto attached to this affidavit was inserted and published in said newspaper before this date for four consecutive weeks, said notice appearing in the following issues, December 26th, 1914, January 2nd, 1915, and January 9th, 1915, and January 16th, 1915.

G. M. Howle.

Sworn to and subscribed before me this the 20th day of January, 1915.

Charles Ingram,
Notary Public.

Also,

H. 1256. To provide for a better system of public roads for DeKalb county.

And sends the same herewith to the Senate with notice and proof attached and herewith exhibited as follows:

NOTICE OF LOCAL LAW.

Notice is hereby given that the following bill will be introduced into the Legislature of Alabama at its next session beginning in July.

A BILL

To be entitled an act to provide for a better system of public roads for DeKalb county.

Section 1. Be it enacted by the Legislature of Alabama, That the court of county commissioners of DeKalb county at its February term, 1916, and every two years thereafter shall appoint three supervisors of public roads in each election precinct in the county, who shall serve for a period of two years from the time of their appointment.

Sec. 2. Be it further enacted, that the duties of said supervisors shall be as follows: First to appoint good and intelligent men as overseers of the various sections of the public roads and when convenient selecting those who have had experience in road building or who demonstrates some knowledge of road building, not giving to any one overseer more than ten miles of road. Second, said supervisors in each election precinct shall have a meeting immediately after their appointment and elect one of their body as chairman and one as secretary and treasurer. Third, to give to each overseer a list of the hands to be worked by him. Fourth, to designate the particular section of road to be worked by him. Fifth, to see that each overseer erects mile posts and sign boards on their respective roads. Sixth, it shall be the duty of this board to report the condition of the public roads of his precinct to each session of the grand jury. Seventh, the secretary shall furnish a list of all of the overseers in his precinct to the court of county commissioners at their second meeting in each year. Eighth, the secretary shall keep a book in which shall be kept the names of the hands and the amount of money that each hand may pay instead of work, each section of road and hand assigned to the same to be kept separately. Ninth. The secretary shall pay the money on an order from the overseer of each particular section of road so long as there remains any money in his possession paid by any hand assigned to that particular section. Tenth, the secretary of each election precinct shall make a statement in writing showing the amount of money that he has received from the hands and the names of those who paid, and also show the amount paid out and to whom it was paid and for what purpose. Said statement to be sworn to before someone authorized to administer oaths and submit

the same to the court of county commissioners. Eleventh, they shall remove any overseer for neglect of duty or any other reasonable cause, and shall fill all vacancies from time to time. Twelfth, the chairman of the board of supervisors shall call a meeting of the board at any time he deems it necessary. Thirteenth, the members of the board of supervisors shall be exempt from road duty so long as they remain a member of the board. and the secretary of said board shall receive the sum equal to the amount of 5 per cent. of all money paid to him by the hands in his precinct in lieu of work per year for his services.

Sec. 3. Be it further enacted, that all male citizens of DeKalb county between the ages of eighteen and forty-five years shall be subject to road duty.

Sec. 4. Be it further enacted, That the general laws of Alabama with reference to the mode of warning hands; the length of notice to be given; the kind of implements to be brought; and the mode of exemptions shall apply in all cases in said county.

Sec. 5. Be it further enacted, that the general laws of Alabama with respect to prosecution and punishment of defaulters of public road duty shall apply in cases in this county.

Sec. 6. Be it further enacted, that each overseer in this county shall have the power to dismiss from service any hand whether working for himself or in the place of another or for wages who refuses to obey all reasonable orders or fails to do good work, and such hand when dismissed shall be dealt with the same as if he had refused to obey the notice to work the road.

Sec. 7. Be it further enacted, that each overseer shall preserve all the tools delivered by the supervisor or the county commissioners, and shall use the same to work the public roads with only, and shall deliver the same to one of the board of supervisors when the summer term of work is finished.

Sec. 8. Be it further enacted, that each overseer shall serve for a period of two years.

Sec. 9. Be it further enacted, that each overseer shall receive one dollar (\$1.00) per day for each day that he oversees his hands while working the road and shall

be exempt from road duty as a hand while serving as overseer, but shall receive no compensation for warning his hands.

Sec. 10. Be it further enacted, that in the event a man who is over forty-five years of age be employed as overseer, he shall receive the sum of one dollar and fifty cents (\$1.50) per day for the time actually engaged in the work of overseeing.

Sec. 11. Be it further enacted, that a days work shall consist of nine (9) hours.

Sec. 12. Be it further enacted, that the court of county commissioners may at any time remove any supervisor for neglect of duty or any other reasonable cause, and shall fill all vacancies which may occur from time to time.

Sec. 13. Be it further enacted, that any person subject to road duty may if he so desires pay to the secretary of the board of supervisors of his precinct on or before the first day of March of each year the sum of four dollars (\$4.00) and thereby be relieved of further road duty for that year, otherwise it shall be six days or six dollars (\$6.00).

Sec. 14. Be it further enacted, that each overseer has the right to warn out as many of the hands assigned to him as are necessary to remove obstructions and repair the road temporarily in cases of emergency, and such hands shall receive credit for their time at the next term of working.

Sec. 15. Be it further enacted, that the court of county commissioners of DeKalb county shall each year levy and collect for the succeeding year a special tax three-twentieths of one per cent (3-20 of .01) on all taxable property in DeKalb county to be assessed and collected as other taxes and shall be kept separately by the county treasurer as a special road fund which shall be used only for the purpose indicated in this act.

Sec. 16. Be it further enacted, that the court of commissioners at its June term in each year ascertain what amount of money will be received during the year for road purposes and after making an estimate of the amount it will take to pay for tools and pay the overseers, apportion the remainder as equal as is possible

to the different precincts having in consideration the grade of road and the difficulty in keeping them up.

Sec. 17. The time of working the public roads shall be during the months of February and July and August, only such part to be done in spring months as is actually necessary.

Sec. 18. Be it further enacted, that all money spent in building new roads or grading old ones shall be spent under contract after the same has been advertised in some paper published in the county for thirty days, the contractor to give bond to be approved by the court of county commissioners.

Sec. 19. Be it further enacted, that all laws and parts of laws in conflict with this act be and the same are repealed.

I, Thomas H. Smith, publisher of the Fort Payne Journal, a weekly newspaper published in the town of Fort Payne, DeKalb county, Alabama, do hereby certify that the proposed bill to provide a better system of public roads for DeKalb county, a copy of which is hereto attached, was published in said newspaper for thirty days as required by the Constitution for publication of local laws.

(Signed.) Thomas H. Smith,
Publisher of Journal.

Sworn to and subscribed before me, this 23rd day of July, 1915.

(Signed.) Jas. A. Croley,
Judge of Probate.

Also,

H. 884. To abolish office of county treasurer of Henry county, and to require the county funds to be deposited in some national or State bank in the county of Henry, as the commissioners' court of said county may elect, and to provide for the custody of such funds and the payment of interest on same.

And sends the same herewith to the Senate with notice and proof attached and herewith exhibited as follows:

NOTICE OF LOCAL LEGISLATION

Notice is hereby given that at the re-convening of the Legislature of Alabama in July 1915, there will be proposed a bill to abolish the office of County Treasurer in Henry County, and to provide for the custody and deposit of County funds.

(Signed)
J. J. Espy.

State of Alabama, }
Henry County. }

Before me, W. M. Hardwick, a Notary Public in and for said County, came Ed M. Johnson, who, being duly sworn, deposes and says that he is editor and proprietor of the Henry County Standard, a newspaper published weekly at Headland, Henry County, Alabama, and that the attached notice of Local Legislation, signed by J. J. Espy, was published in said newspaper for four consecutive weeks, the dates being June 3rd, June 10th, June 17th and June 24th, respectively, 1915.

Ed. M. Johnson.

Sworn to and subscribed before me this the 12th day of July, 1915.

W. M. Hardwick,
Notary Public.

Also,

H. 1178. To provide for the more efficient working of the public roads and construction and repair of bridges in Cullman county; to create a road commission in said county and define its powers and duties; to provide for a road supervisor, fix his compensation and define his duties and to authorize the employment of a highway engineer; to provide for the appointment of road foremen in the several precincts in the county; fix their compensation and define their duties and powers; to authorize the purchase of necessary tools, teams, road machines, and other implements; to provide for a commutation fee in lieu of working the roads; to prevent the obstruction and damage to the public roads and bridges and to prescribe rules, regulations and penalties in order to carry into effect the purposes of this act.

And sends the same herewith to the Senate with notice and proof attached and herewith exhibited as follows:

NOTICE.

Notice is hereby given as required by section 106 of the constitution of 1910, of the intention of the undersigned to apply to the next session of the Legislature of Alabama, for the enactment of the following law:

A Bill to be Entitled
AN ACT

To provide for the more efficient working of the public roads and construction and repair of bridges in Cullman county; to create a road commission in said county and define its powers and duties; to provide for a road supervisor, fix his compensation and define his duties and to authorize the employment of a highway engineer, to provide for the appointment of road foremen in the several precincts in the county; fix their compensation and define their duties and powers; to authorize the purchase of necessary tools, teams, road machines and other implements; to provide for a commutation fee in lieu of working the roads; to prevent the obstruction and damage to the public roads and bridges and to prescribe rules, regulations and penalties in order to carry into effect the purposes of this act.

Section 1. Be it enacted by the Legislature of Alabama, That there is hereby created a road commission for Cullman county, Alabama, which shall be composed of a road supervisor to be appointed by the probate judge, clerk of the circuit court and sheriff of said county, within six months after the approval of this act, who shall be chairman of said commission; the judge of probate for said county, who shall be the clerk of said commission, and member of the court of county commissioners to be designated by the circuit court clerk, the sheriff and probate judge of said county, within six months after the approval of this act who shall hold such position during his term of office, and when a vacancy by reason of death, resignation, or removal, pro-

bate judge, clerk of circuit court and sheriff of said county shall designate his successor. He shall receive the same pay while actually engaged for the commission as is allowed him as county commissioner. Vacancies in said commission shall be filled as the original members are selected. Said road commission shall have general control and supervision of the working of the public roads and building of the bridges of said county and the disbursement of the road fund as herein provided for. They shall, if they deem it necessary, have the roads of said county surveyed, measured, or relocated and, under the provisions of this act and the authority vested in them as such road commission, expend the funds herein provided for and provide for the improvement and maintenance of the roads and bridges in said county so as to secure as early as practicable a system of improved roads therein. They shall hold at least four regular meetings at the court house each year and at other times and places as may be necessary.

Sec. 2. That the said supervisor shall, before entering upon the duties of said office, qualify by filing the statutory oath of office and giving and making bond in some surety company doing business in State of Alabama, for the faithful performance of the duties of said office, payable to Cullman county, Alabama, in the sum of two thousand dollars, to be approved by the probate, which oath and bond shall be recorded as other official bonds are recorded in the office of the judge of probate for said county.

Sec. 3. That the said supervisor shall receive a salary of \$100.00 per month, beginning January, 1916, payable monthly, by warrant drawn by the probate judge upon the road and bridge fund of said county. He shall hold office for two years or until his successor is appointed and qualified; and at any time that two members of said appointive board shall deem it necessary, they may remove said supervisor from office, and appoint his successor, and the supervisor so removed shall be paid at the rate of \$100.00 per month for any amount due the said supervisor at the time of his removal from office.

Sec. 4. That the supervisor shall have control and management of the public roads and bridges of said county; the manner of working, repairing, maintaining, changing and locating the same, except that in the location and construction of bridges costing \$300.00 or more or letting out by contract any work of road improvement costing \$300.00 or more or the establishment of new roads, or the relocation of roads already existing as to place them on a permanent location, he shall do so with the consent and advice of the road commission.

Sec. 5. That the supervisor shall as early as practicable after his appointment and qualification select one suitable and capable person for road foreman for each precinct in said county, who must be between the age of twenty-one and sixty years; fix the time he shall devote to the public roads and bridges in such precinct, the amount of his salary or per diem, which shall not exceed \$100.00 per annum, provided he shall not receive more than \$2.00 a day for each day of eight hours' work, but this amount shall not be included in any contract or special or extraordinary work he may perform under the written authority of the supervisor; direct the manner, time and method he shall work the roads in his precinct, subject to any rules or regulations prescribed by the road commission, and he may remove any foreman who shall fail or refuse to perform his duties or comply with any reasonable order or direction of the supervisor and appoint another in his place. Said foreman shall be employed for a period of two years from the date of his appointment. Each precinct foreman shall execute bond with sufficient surety in the sum of not less than \$500.00 payable to Cullman county, Alabama, for the faithful discharge of their duties and to account for all money coming into their hands belonging to the road fund and for tools or other property coming into their possession belonging to the county. It shall be their duty during the month of January in each year to canvass their precincts and make a list of those persons subject to road duty, giving the name of the road nearest to which they reside, they shall keep an accurate statement of

the names of all persons who pay a commutation fee in lieu of working the road and report the same to the probate judge, at such time as required, all commutation fees collected and shall account for all unused or mutilated receipts and the stubs for receipts issued; they shall report to the road commission by itemized account and correct dates all money expended and for what purpose and the name, date and the number of all hours worked per day of all road hands on the public roads; they shall report to the road commission at such times as they may be directed the condition of the roads in their precincts and the names of all defaulters. They shall apportion those hands who have not paid a commutation fee within 30 days after the same is delinquent, but no hand shall be required to work longer than eight days and no further than six miles from his home except in opening new roads. In case of sickness they may excuse defaulters when warned to work the roads and may require the full eight days at some subsequent date or commute the days not worked out at the rate of seventy-five cents per day for any hand who was delinquent in paying the commutation fee. The foreman of each precinct shall call out road hands subject to road duty in their precinct to construct bridges, causeways or culverts, unless the supervisor shall let the same out by contract or direct it done otherwise; they shall keep in repair bridge approaches and abutments and shall erect and maintain railing or banisters on all bridges more than sixteen feet in length and perform such other duties as they may be directed by the supervisor or prescribed by the road commission or by law. With the consent of the supervisor, they may let contracts for the building or repairing of bridges and the working a road or any portion thereof not to exceed \$25.00, when the same cannot conveniently be done by the road hands in the usual manner working roads.

Sec. 6. That in event any road hand shall remove to another precinct, he shall be excused from working the roads in the precinct to which he has removed upon presenting a written certificate from the foreman that he has worked the required number of days in his former precinct, or has paid his commutation fee, or if

he has not worked his full eight days, in like manner, he may be credited for days already worked.

Sec. 7. That the supervisor may, when in his judgment necessary, appoint more than one foreman for such time and for such purpose as he may deem necessary for any precinct whose duty shall be the same as the regular foreman, subject to the same rules and regulations, herein provided, but who shall act under the regular foreman, provided the salary or per diem for both shall not exceed \$100.00 per annum. With the consent and advice of the road commission, such supervisor may employ a highway engineer, or some person skilled in the methods of road construction and maintenance, for such time and purpose as may be necessary; provide and pay for the necessary tools, teams, plows, road machines, or other implements and material as may be necessary for the purpose of this act, and employ persons to operate the same and keep them in repair; secure or accept by donation or lease or purchase or may proceed by condemnation in the name of Cullman county, Alabama, under the laws of condemnation proceedings in the State, all necessary gravel beds, sand or chert for road purposes, and in like manner all necessary rights of way for roads and bridges. He may let out by contract the construction or maintenance of the public roads or bridges in said county or in any locality or any portion of the same, and may, with the consent and advice of the road commission, expend funds herein provided for upon the main traveled roads in said county, having regard for the condition of the same, the amount of travel along said roads and the work necessary to keep them in repair. He shall keep an accurate itemized account of all money expended, and the date and for what purpose expended, and shall submit in his reports to the road commission receipts or vouchers therefor properly signed by the persons to whom paid. He shall visit each precinct and inspect the roads and bridges therein at least four times each year and oftener, if necessary; confer with and advise the foreman and for any urgent reason may employ extra help or spend additional sums in said precinct for road and bridge purposes or concentrate the

work of road machinery at any particular locality or road.

Sec. 8. That all contractors must execute bonds payable to Cullman county, Alabama, in double the amount of the contract price, conditioned upon the faithful discharge of the contract and no contractor shall be paid more than 75 per cent of the contract price before the completion of work, and shall not be paid in full until it has been approved and accepted by the road commission.

Sec. 9. That each male person who is over the age of eighteen and under the age of forty-five years not exempt by law shall be subject to road duty in said county, and shall be compelled to work on the public roads for eight days in each year and eight hours actual work each day; provided any person subject to road duty may be relieved from road working on the roads by paying a fee of \$5.00 on or before March 1st of each year, which shall constitute a part of the road fund for said county; and failing so to do, he shall be compelled to work on the public roads as herein provided; and provided further, that all persons subject to road duty moving into said county after March first in any year shall be liable to road duty for the remainder of the year at the rate of eight days for twelve months and shall have the option of commuting said work by paying to the road foreman for his district in discharge of such liability, at the rate of five dollars or eight days work. The road year shall be the same as the calendar year. Road foremen liable to road duty shall not be exempt from road duty, except by payment of commutation fee.

Sec. 10. That the probate judge shall keep a record of the proceedings of the road commission, an accurate account of all money collected and expended by the road commission in the various precincts in said county for general road purposes, and a list by precincts of those subject to road duty as reported by the foreman, the names, amount and date of those who have paid a commutation fee and of fines, licenses or other fees, as reported to him by foreman or road supervisor. He shall have authority to collect and receipt for com-

mutation fees from the road supervisor and road foremen and his books shall, during office hours, be subject to public inspection and shall be examined and audited by each grand jury of said county. He shall deliver to the county treasurer of said county all funds accruing from commutation fees, fines, licenses or otherwise provided in this act. He shall receive for his services \$500.00 per annum payable out of the road fund in said county upon the order of road commission, which sum shall be paid in full for such services, and in lieu of the provision for such compensation as fixed by an act to amend section 3720 of the Code of Alabama of 1907, approved April 1, 1911.

Sec. 11. That the court of county commissioners are authorized and directed to levy a special tax not to exceed one-fourth of one per centum on the taxable property of said county, shall be kept separate and apart from other funds and used only for the maintenance or building of the public roads or bridges therein under the direction and control of the road commission.

Sec. 12. That the court of county commissioners shall provide out of the general fund, all necessary books, blanks, stationery, etc., for the purpose of this act and are authorized to appropriate from such funds other amounts as may be spared for the purposes of this act.

Sec. 13. That each precinct foreman shall report the condition of the roads and bridges in their precinct to each grand jury of said county, and submit their books and accounts for inspection.

Sec. 14. That whenever it can be done it shall be the duty of the supervisor to have the roads worked by the foreman at such times as that the implements and road machinery may be used first by one foreman and then another, so that they may be used by all foremen as much as possible.

Sec. 15. That the general laws of Alabama with reference to the mode of warning hands to work on the roads, the notice to be given, the kind of tools or implements to be brought by the hands and also the general law as to road defaulters and a punishment and prosecution of the same shall not be construed to be repealed by this act.

Sec. 16. That any foreman who fails to perform his duty as such under the provision of this act shall be guilty of a misdemeanor and upon conviction fined not less than \$5.00 nor more than \$100.00 for each offense.

Sec. 17. That it shall be unlawful for any person not authorized to engage in road work to plow or dig across any public road, or roads, ditches, or placing therein stones, brush, logs or other obstruction of any kind whatever. Any person who shall violate this section shall be guilty of a misdemeanor, and upon conviction shall be fined not less than \$5.00 nor more than \$100.00.

Sec. 18. The road commission shall have power to prescribe the maximum draft that may be hauled over the roads or any specified portion thereof at any time, to prohibit or regulate and license the use of heavy road engines or traction engines or other heavy machinery on the roads of said county, or any portion thereof.

Sec. 19. That the court of county commissioners of Cullman county may, in its discretion, employ the convicts of said county in working and maintaining the public roads and bridges thereof under such rules and regulations as they may adopt.

Sec. 20. That all persons shall receipt the supervisor for all tools, implements, road machinery or other property belonging to the county that may come into their possession for use on the roads or bridges therein and surrender the same in good condition, wear and tear excepted, and it is hereby made unlawful for such persons to permit any one to use, or himself use, such tools, implements or road machinery for any purpose than the working and repair of the public roads and bridges in said county, and such persons who shall violate the provisions of this section shall be guilty of a misdemeanor and upon conviction shall be fined not less than \$5.00 nor more than \$100.00.

Sec. 21. That it shall be the duty of all persons and of the manager or foreman of all firms of corporations having three men or more working under them subject to road duty to furnish a list of the same, and the residence of each to the foreman in their precinct, and failing or refusing so to do within ten days after no-

tice in writing shall be guilty of a misdemeanor, and on conviction fined not less than \$5.00 nor more than \$100.00.

Sec. 22. That the county treasurer shall pay all warrants by order of the road commission drawn by the probate judge for road purposes of the special road fund.

Sec. 23. That the county commissioners shall appropriate from the general fund for use as herein provided and may borrow money for such purpose not to exceed eight per centum per annum.

Sec. 24. That when the citizens of any community shall raise, by donation or otherwise, money or labor to be expended for construction or improving any particular road or roads, it shall be the duty of the road commission to render such assistance as they may be able, either in money or with the county machinery, as they may deem best, having regard for the importance of the work and the funds in hand for that purpose.

Sec. 25. That the supervisor shall submit to the grand jury at each term for inspection all books, accounts and vouchers, together with a general report of the conditions of the roads in the county, the work he has performed and the funds expended and for what purposes.

Sec. 26. That any person desiring to claim an exemption from road duty must procure a certificate from the county health board or from two reputable practicing physicians of the county.

Sec. 27. That the funds annually expended under the provisions of this act in each precinct for road and bridge improvement shall be equal to the commutation fees in said precinct and shall be in proportion as near as possible to the funds raised by taxes and commutation fees therein, for road purposes.

Sec. 28. That the road commission shall be authorized to make such rules and regulations as to road improvement, not inconsistent with act, as may be necessary to comply with any law of the State extending State aid.

Sec. 29. That all able bodied horses, mules and work oxen and all wagons that are in good repair, kept for use in Cullman county shall be liable to work on the

public roads for one day each year, in the precincts where they are situated; or else the owner thereof, or the person in control thereof, shall pay in money to the overseer of the precinct fifty cents for each mule, horse, ox or wagon that he owns or controls, for each day he fails to allow them to work on said public roads. The mode of warning the owners, or person in control of any horse, mule, ox or wagon liable to road duty on the roads under this act, shall be as follows, to wit: The overseer shall give to the owner or person in control of any horse, mule, ox or wagon two days' notice in writing of the time, place, and road to be worked, or leave such notice at the residence or other habitation of said owner or person in control. The owner of any team who is not liable to road duty, shall have the right to say who shall drive or handle his team, and if there is no one working on said road who would be satisfactory to said owner of said team to handle such team, then the said owner or person in control shall have the right to go himself or send any able bodied man, to take charge of said team, and he shall be entitled to receive one dollar per day for such service.

Sec. 30. That this act shall become effective on and after the first day of January, 1916.

Sec. 31. That all laws or parts of laws, general or special in conflict with the provisions of this act are hereby repealed.

R. E. Ryan.

I, J. C. Norwood, publisher of the Cullman Tribune, a weekly newspaper published in the city of Cullman, county of Cullman and State of Alabama, hereby certify that the notice, a copy of which is hereto attached, was published in said newspaper for four consecutive weeks beginning with the issue of June 10 and dates of June 17 and 24 and July 1, 1915.

J. C. Norwood,
Publisher.

Sworn to and subscribed before me, this the 15th day of June, 1915.

J. S. Roden,
Clerk Circuit Court.

Also,

H. 1318. To authorize the court of county commissioners of Bullock county, Alabama, to pay to the Merchants and Farmers Bank of Union Springs, Alabama, out of the funds of said county, the sum of \$394.10 with interest thereon from January 20, 1912, to cover the amount with the interest thereon from January 20, 1912, repaid by said bank into the treasury of Bullock county, Alabama, on the demand of J. T. Gorman, examiner of public accounts, and which sum represents items of interest paid by A. B. Strickland as county treasurer of Bullock county, Alabama, out of the funds of said county to the said Merchants and Farmers Bank during the periods intervening between January 14, 1905, and January 20, 1909, to cover interest charges made by said bank on account of warrants drawn on him as such treasurer and paid by said bank when said county had no funds to its credit or on deposit in said bank.

And sends the same herewith to the Senate with notice and proof attached and herewith exhibited as follows:

PUBLIC NOTICE.

Whereas, A. B. Strickland was the treasurer of Bullock county, Alabama, during the period from January 14, 1905, to January 20, 1909, inclusive, and during said period The Merchants and Farmers Bank of Union Springs, Alabama, was a depository of said treasurer and whereas during said period, the said bank paid warrants drawn on said A. B. Strickland as such treasurer at the request of the court of county commissioners of Bullock county, Ala., amounting to various and sundry sums at times when there were no funds belonging to said county in said bank and which warrants were legal claims against said county, and whereas said court of county commissioners had agreed prior to the payment of said warrants to pay to said bank the legal rate of interest on the amounts so paid by it when said county had no funds on deposit in said bank, and whereas the said treasurer paid to said bank out of the funds of the said county at various times

during the period intervening from January 14, 1905, to January 20, 1909, the sum of \$394.10 to cover such interest charges which sum J. T. Gorman, as the examiner of public accounts for the State of Alabama, a short time prior to January 20, 1912, demanded that said bank should refund to said county on the ground and for the reason that said treasurer had no authority to pay said interest charges and which sum on such demand the said bank did on January 20, 1912, repay into the treasury of Bullock county, Alabama, and whereas it seems just and equitable that such interest should be paid by said county under the circumstances hereinbefore detailed:

Now, therefore, notice is hereby given that a bill will be introduced at the present session of the Legislature of Alabama to authorize the court of county commissioners of Bullock county, Alabama, to pay to The Merchants and Farmers Bank of Union Springs, Alabama, out of the funds of said county the sum of \$394.10, with interest thereon since January 20, 1912, to cover the amount with interest thereon from January 20, 1912, so repaid by said bank into the treasury of Bullock county, Alabama, on the demand of said J. T. Gorman, examiner of public accounts, and which sum represents items of interest paid by A. B. Strickland as county treasurer of Bullock county, Alabama, out of the funds of the said county to the said Merchants and Farmers Bank during the periods intervening between January 14, 1905, and January 20, 1909, to cover interest charges made by said bank on account of warrants drawn on him as such treasurer and paid by said bank when said county had no funds to its credit or on deposit in said bank.

State of Alabama, }
Bullock County. }

I, C. D. Norman, being first duly sworn, doth depose and say as follows, to wit: I am a resident citizen of Bullock county, in the State of Alabama, that I am one of the owners and proprietors of The Union Springs Herald, a weekly newspaper published in Union Springs in said county and State, that the fore-

going and attached "Public Notice" was published by weekly insertions in the Union Springs Herald for four successive weeks in the weekly issues of said paper, that the first publication of said notice appeared in the issue of said paper published on January 27th, 1915, and said publication was continued in said newspaper for four successive weeks subsequent to the said date hereinabove last named.

C. D. Norman.

State of Alabama, }
Bullock County. }

Before me, A. H. Keller, a Notary Public in and for Bullock county, in said State, personally appeared C. D. Norman, who, being first duly sworn, deposes and says the facts stated in the foregoing affidavit are true as therein stated.

C. D. Norman.

Sworn to and subscribed before me, this
(Seal.) the 17th day of July, 1915.

A. H. Keller,
Notary Public.

Also,

H. 1101. To abolish the office of county treasurer of Crenshaw county, Alabama, and to require the tax collector and other officers of Crenshaw county, Alabama, to deposit to the credit of said county the funds belonging to the county into one or more of the banks of Crenshaw county, Alabama, as the court of county commissioners or board of revenue of Crenshaw county may by order direct, and subject to the orders of the court of county commissioners or board of revenue.

And sends the same herewith to the Senate with notice and proof attached and herewith exhibited as follows:

NOTICE.

The State of Alabama, }
County of Crenshaw. }

To Whom it may Concern:

You are hereby notified that at the convening in July, 1915, of the present session of the Legislature of Alabama a bill will be introduced for passage to abolish

the office of county treasurer of Crenshaw county, and to require the tax collector and other officers of Crenshaw county to deposit to the credit of the county the funds belonging to the county into one or more of the different banks of Crenshaw county as the court of county commissioners or board of revenue may direct by order to be entered by said court of county commissioners or board of revenue upon their minutes. To provide that said court of county commissioners or board of revenue shall not have power to designate a bank or banks as custodian of said funds for a longer period than one year at a time, and to provide that the court of county commissioners or board of revenue shall on the day following the expiration of the present term of the county treasurer of said county and yearly thereafter meet and name by proper order on their minutes the bank or banks that shall be the custodian of said county funds for the succeeding year beginning on that date. To provide that the funds of the county shall be subject to the lawful orders of the court of county commissioners or board of revenue, and to provide for the opening by said bank or banks so designated of proper accounts with the different funds of the county; and to provide for the disbursement of the funds by said court of county commissioners or board of revenue. To provide that said bank or banks shall furnish to said court of county commissioners or board of revenue a semi-annual statement of the receipts and disbursements of said different funds, which statements shall be itemized. To require the bank or banks so designated to give bond for said county funds payable to said county, and conditioned for the faithful discharge of its duties and the safe-keeping of said funds, and which bonds shall be in such sum as the court of county commissioners or board of revenue shall prescribe. To provide for the redemption of real estate sold for taxes and to prescribe the duties of the judge of probate in reference thereto. To require the county treasurer within five days after the order is made designating said bank or banks as the custodian of said funds to make a full and complete settlement with the county, and to deliver to the bank or banks so designated

all monies of said county and also to deliver within said time all books and papers belonging to the office of county treasurer and to provide for compensation to the county attorney for drafting said act, and to provide that said act shall become operative at the expiration of the terms of the present county treasurer.

This June 14th, 1915.

George H. Smith,
Luverne, Alabama.

AFFIDAVIT OF PUBLICATION.

I, C. L. Kettler, publisher of the Crenshaw County News, a newspaper published weekly at Luverne, Crenshaw county, Alabama, do solemnly swear that a copy of the above notice, as per clipping attached, was published weekly in the regular and entire issue of said newspaper, and not in any supplement thereof, for four consecutive weeks, commencing with the issue dated June 17th, 1915, and ending with the issue dated July 8th, 1915.

C. L. Kettler.

Susbscribed and sworn to before me, this 9th day of July, 1915.

J. N. Pollard,
Register in Chancery.

Also,

H. 1147. To establish a board of revenue for Russell county; to provide for the election of the members of said board of revenue by districts, and to divide the county of Russell into revenue districts, and to fix the term of the members of the board of revenue, and to fix their compensation and prescribe the method of filling vacancies on the board, and to prescribe the qualifications of the members of the board; and to abolish the court of county commissioners.

And sends the same herewith to the Senate with notice and proof attached and herewith exhibited as follows:

A Bill to be Entitled
AN ACT

To establish a board of revenue for Russell county; to provide for the election of the members of said board of revenue by districts, and to divide the county of Russell into revenue districts, and to fix the term of the members of the board of revenue, and to fix their compensation and prescribe the method of filling vacancies on the board, and to prescribe the qualifications of the members of the board; and to abolish the court of county commissioners.

Section 1. Be it enacted by the Legislature of Alabama, that there is hereby established a board consisting of five members to be called the Board of Revenue of Russell County.

Sec. 2. That the court of county commissioners of Russell county be and the same is hereby abolished, and that the probate judge of said county is hereby relieved of his duties to the court of county commissioners of said county, which shall hereafter be performed by the president of the board of revenue.

Sec. 3. That said board shall have the power and authority to direct and control the property of said county as it may be expedient according to law; to levy a general tax for general and a special tax for particular purposes according to the provisions of the general laws of Alabama, and of special acts heretofore conferring power upon the court of county commissioners of said county; to examine, settle and allow accounts and credits chargeable against the county; to examine and audit the accounts of all officers having the care, management, collecting or disbursement of money belonging to the county, or appropriations or its use and benefit; to have exclusive control of the convict labor of the county, and the disbursement of the proceeds from same, and the sole right and authority to bind the county in any contract for the payment of money.

Sec. 4. That said board shall have all the jurisdiction and all the powers which are now or may hereafter be by law vested in the court of county commissioners in

this State, and the several members of said board of revenue of Russell county shall respectively perform all the duties and services, and exercise all the powers which are or may be required by law of the several members of the court of county commissioners.

Sec. 5. That all general laws hereafter enacted by the Legislature of Alabama in relation to the jurisdiction, powers, authority or duties of county commissioners in this State shall apply to said board of revenue of Russell county. That the president of said board shall be the presiding officer, and shall have the same powers and authority as other members in passing upon all questions and shall sign the minutes of the proceedings of said board, and shall sign all warrants drawn on the county treasury, and all orders for the payment or disbursement of money or funds of said county, and it shall be his duty to receive and prepare business and obtain information for the sessions of said board and to see to the execution of all orders thereof, and to report to the board all infractions of the revenue law in said county of which he can obtain authentic information. He shall exercise all powers and perform all the duties required of the probate judge as to matters coming before the court of county commissioners.

Sec. 6. That said board of revenue shall hold four sessions annually, viz.: The first Monday in January, April, July and October of each calendar year, and may hold special sessions at any time upon the call of the president or any three members.

Sec. 7. That a majority of said board shall constitute a quorum for the transaction of business, and no funds belonging to the county shall be drawn or paid out except as authorized by said board, and a proper list and registry of all sums drawn or paid out, and of the nature of the claim and of the person in whose favor drawn or paid out shall be kept by either the president or the clerk of said board.

Sec. 8. That it shall be the duty of the clerk of each court in said county and of the register in chancery to render to said board within ten days after the adjourn-

ment of any court in said county a list under oath of all fines and forfeitures taken, and judgments rendered during said term for the use of said county.

Sec. 9. That the members of said board shall each be entitled to not exceed four dollars per day for each day of actual service rendered, five cents per mile for traveling to and from their home to the sittings of said board, to be paid out of the county treasury on the certificate or warrant signed by the president of said board, provided that no member of said board shall, during any year receive more than six hundred (\$600.00) dollars from the county treasury for any and all services rendered by him either as a member of the board or for any work or labor done for, or for services rendered to the county.

Sec. 10. That the county of Russell is hereby divided into five revenue districts to be known as: The first district, the second district, the third district, the fourth district and the fifth district. The first district shall be composed of and include the territory now embraced in precincts known as Girard (No. 1) and Crawford (No. 2). The second district shall be composed of and include the territory now embraced in the precincts known as Marvyn (No. 3) and Uchee (No. 4). The third district shall be composed of and include the territory now embraced in precincts known as Hurtsboro (No. 5) and Hatchechubbee (No. 6). The fourth district shall be composed of and include the territory now embraced in precincts known as Seale (No. 7) and Oswichee (No. 8). The fifth district shall be composed of and include the territory now embraced in precincts known as Jernigan (No. 9) and Glenville (No. 10).

Sec. 11. That one member shall be elected by the qualified voters of district number one. That one member shall be elected by the qualified voters of district number two. That one member shall be elected by the qualified voters of district number three. That one member shall be elected by the qualified voters of district number four. That one member shall be elected by the qualified voters of district number five.

Sec. 12. That at the general election in November, 1916, and every four years thereafter, the qualified voters of the several districts shall elect the members of the said board as herein provided. The term of office shall be four years, beginning on the second Tuesday after the first Monday in November, 1916, and until their successors are elected and qualified.

Sec. 13. That the members of said board at the time of their election and during their term of office shall be resident citizens and qualified voters of the district they represent, shall hold office for the unexpired term of his predecessor.

Sec. 14. That in the event of a vacancy on said board by reason of death, resignation or removal from the district of a member or for any other cause, such vacancy shall be filled by the appointment of the Governor. Such appointee, who must be a resident citizen and qualified voter of the district he represents, shall hold office for the unexpired term of his predecessor.

Sec. 15. That the said board shall elect one of its members to preside over their deliberation when in session, who shall be the president of said board, which such election shall not relieve such member from voting. Each member shall be required to vote on all questions presented for consideration, and in case of an aye and nay vote, the president shall vote first.

Sec. 16. That the board is hereby authorized to appoint some competent person as clerk of said board, and the salary of said clerk shall be fixed by the said board; said clerk shall not be a member of the board, or the son of any member of the board, or the brother of any member of the board, nor shall he have any vote or voice in its deliberation. The duty of the clerk shall be prescribed by the board, and he shall hold office at their pleasure. Said clerk shall execute a bond in the sum of not less than two hundred dollars, payable to the county of Russell for the faithful performance of his duties.

Sec. 17. That this act shall not take effect until the first day of November, 1916. All laws and parts of laws, both general and special, in conflict with the provisions of this act be and the same are hereby repealed.

The State of Alabama, }
County of Russell. }

Before me, J. P. Crawford, a notary public in and for said county, in said State, this day personally came W. J. Baldwin, known to me to be the editor and publisher of the Hurtsboro Tribune, a newspaper published in said county, in said State, who, being by me first duly sworn, deposes and says that the attached notice was published in said newspaper for once a week for four consecutive weeks without cost to the State of Alabama, and that said notice was published on, to wit, the 18th day of June, the 25th day of June, the 2nd day of July, the 9th day of July, and that the notice hereto attached is a true and correct copy of the notice published in said newspaper on the dates named.

W. J. Baldwin.

Sworn to and subscribed before me, this the 20th day of July, 1915.

J. P. Crawford,
Notary Public.

Also,

H. 1164. To alter and re-arrange the boundary lines of the town of Northport, Alabama.

And sends same herewith to the Senate with notice and proof attached and herewith exhibited as follows:

NOTICE.

Notice is hereby given that at the next session of the Legislature of Alabama, which will convene on July 13th, 1915, application will be made for the passage of the following act by the Legislature of Alabama:

A Bill to be entitled

AN ACT

To alter and rearrange the boundary lines of the town of Northport, Alabama.

Be it enacted by the Legislature of Alabama:

Section 1. That the boundary lines of the town of Northport, Alabama, be altered and re-arranged, so as to include the following described property, to wit:

Beginning at the southeast corner of section sixteen (16), in township twenty-one (21), range ten (10) west; running south 89 degrees 30 min. west twenty-six hundred and forty (2640) feet to a stake; thence north 33 degrees 30 min. west fifteen hundred and fifty-three (1553) feet, to south margin of the Columbus road; thence north 5 degrees west twenty-two hundred and forty-three (2243) feet to center of Mobile and Ohio railroad Co.'s main track; thence north 49 degrees 58 min. east twenty hundred and ninety-one (2091) feet to the northeast corner of the northwest quarter of the northeast quarter of section sixteen (16), township twenty-one (21), range ten (10) west; thence north 89 degrees 30 min. east twenty-six hundred and forty (2640) feet to the northeast corner of the northwest quarter of the northwest quarter of section fifteen, township twenty-one, range ten west; thence south 33 degrees 30 min. east thirty-one hundred and fourteen (3114) feet to south margin of Rice's coal road; thence south eighteen hundred and sixty-six (1866) feet to north bank of Warrior river; thence westwardly along the northern margin of the Warrior river twenty-five hundred and fifteen (2515) feet to a point on the north and south section line between sections twenty-one (21) and twenty-two (22) in township twenty-one (21), range ten (10) west, where said section line intersects the low-water margin on the north side of the Warrior river; thence northerly along said section line five hundred (500) feet to point of beginning.

Sec. 2. That the provisions of this act shall not go into effect until the first day of January, 1916, except as to those provisions for the holding of the election and declaration of the result herein provided for.

Sec. 3. That an election shall be called by the mayor of the town of Northport within not less than thirty days nor more than ninety days from the date of the passage and approval of this act, throughout the entire territory described in the first section of this act, to determine whether or not the same shall go into effect. At such election all the qualified electors residing within the territory described in section one hereof

shall be entitled to vote. There shall be an official ballot furnished by the town of Northport, upon which shall be printed the words "For Enlargement" and also the words "Against Enlargement." Those favoring the incorporation of the territory mentioned in section one into the town of Northport shall manifest the same by making a cross mark thus, X, either before or after the words "For Enlargement"; those opposed shall manifest the same by making a cross mark, thus, X, either before or after the words "Against Enlargement." If at such election a majority of the legal voters participating therein shall vote in favor of the enlargement, then this act shall become in full force and effect on the first day of January, 1916; but if a majority of the qualified voters participating in such election shall vote against enlargement, then this act shall be null and void. This election shall be held under the provisions of the general laws of this State, as far as the same may be applicable, and except as herein modified. Election booths and polling places shall be provided at the regular polling place in the present limits of the town of Northport, and at such other places as may be designated by the mayor of the town of Northport; if no polling place is designated in the unincorporated territory, or any part thereof, which is included in the description in section one of this act, then the qualified electors therein shall vote at the regular voting place at which they are accustomed to vote in general elections. There shall be three managers, two clerks and one returning officer of said election at each polling place, to be appointed by the mayor of Northport. At least one manager at each polling place and one clerk at each polling place shall be appointed from a list of those favoring enlargement, to be furnished by the advocates of the measure, and at least one manager and one clerk opposed to enlargement shall be appointed from a list furnished by the opponents of the movement, provided such lists are so furnished; if no lists are furnished, then it shall be the duty of the mayor of the town of Northport to see, as far as practicable, that those favoring and those opposing the movement shall have representation at each polling place.

In addition thereto, the advocates of the measure having the matter in charge shall have the right to designate at each polling place on the day of the election a watcher, who may also act as challenger, and the opponents of the measure shall have the same right. Within twenty-four hours from the time of holding such election, it shall be the duty of the returning officer at each polling place to bring the returns to the Mayor of Northport, at his office, and within three days from the holding of the election it shall be the duty of the mayor and aldermen of Northport to consolidate the returns and canvass the vote, and declare the result, acting in that respect as a canvassing board under the general laws of the State. The mayor of Northport shall give notice of the day of holding such election and of the places of voting, in case he should in his discretion appoint any voting places in said territory in addition to the regular voting place, by publication in the West Alabama Breeze, a newspaper published in the town of Northport, at least once a week for four consecutive weeks before the day of holding such election. Notice shall also be given by the mayor of Northport of the result of said election within fifteen days after the vote shall have been canvassed as herein provided, by publication at least twice in the said West Alabama Breeze. The managers, clerks and returning officers of said election shall be entitled to the same compensation as managers, clerks and returning officers in general elections, and such compensation shall be paid by the town of Northport as other bills of such town are paid. All vacancies caused by failure or refusal of the managers, clerks and returning officers to serve, shall be filled in the same manner as such vacancies are filled under the general election laws of the State.

The State of Alabama, }
Tuscaloosa County. }

Before me, J. R. Bealle, a Notary Public in and for said county in said State, personally appeared before me Tom Bealle, who, being by me first duly sworn, deposes and says that the notice, a copy of which is here-

to annexed, of that certain bill to be introduced at the present term of the Legislature of Alabama to be entitled "an act to alter and rearrange the boundary lines of the town of Northport, Alabama," was published for once a week for four consecutive weeks, commencing in the issue of June 23, 1915, and ending with the issue of July 14, 1915, said publication having been made in the West Alabama Breeze, a newspaper published at Northport, in Tuscaloosa county, Alabama.

Tom Bealle,
Manager of the West Alabama Breeze.

Sworn to and subscribed before me, this
(Seal.) 16th day of July, 1915.

J. R. Bealle,
Notary Public.

Also,

H. 758. To establish an inferior court in precinct eleven, Talladega county, Alabama, in lieu of all justices of peace in said precinct, and to define the jurisdiction and powers of said court and the judge thereof, to provide for the execution of processes of said court and the operation thereof, to provide for the appointment, election, term of office, qualifications, and compensation of the judge thereof, and to abolish the offices of all justices of the peace in said precinct.

And sends same herewith to the Senate with notice and proof attached and herewith exhibited as follows:

NOTICE.

Notice is hereby given that a bill will be introduced in the Legislature at its present session in February, 1915, to provide for the establishment of an inferior court for precinct 11, in Talladega county, Alabama, in lieu of all justice of the peace courts in said precinct, and to define the jurisdiction and powers of said court and the judge thereof, to provide for the execution of processes of said court and the operation thereof, to provide for the appointment, election, term of office, qualification and compensation of the judge thereof, and to abolish the offices of all justices of the peace in precinct 11.

The State of Alabama, }
 Talladega County. }

Personally appeared before me the undersigned authority, Will A. Moody, editor of the Sylacauga Advance, who being duly sworn, deposes and says that the notice hereonto attached was published in the Sylacauga Advance, a newspaper published at Sylacauga, Talladega county, Alabama, for four consecutive weeks, on the following dates, to-wit: Jan. 20, Jan. 27, Feb. 3, and Feb. 10th, 1915.

Will A. Moody,
 Editor of The Advance.

R. Williams,
 Notary Public.

Also,

H. 1124. To impose a tax of one dollar a year on each male and two and one-half dollars on every female dog in Limestone county, State of Alabama, over four months of age, and to provide for the collection of such tax and to provide that all live stock killed or injured and all damages done thereto, shall be paid for out of the dog tax fund, and to provide that the surplus left in the dog tax fund on the first day of March of each year shall be paid into the public school funds of said county.

And sends the same herewith to the Senate with notice and proof attached and herewith exhibited as follows:

LOCAL DOG LAW.

I will introduce at the July session of the Legislature, the following local bill.

Perry Henderson,

A Bill to be Entitled AN ACT

To impose a tax of one dollar a year on each male and two and one-half dollars on every female dog in Limestone county, State of Alabama, over four months of age, and to provide for the collection of such tax, and to provide that all livestock killed or injured and

all damages done thereto, shall be paid for out of the dog tax fund, and to provide that the surplus left in the dog tax fund on the first day of March of each year shall be paid into the public school funds of said county.

Be it enacted by the Legislature of Alabama:

Section 1. Each and every dog over four months old in Limestone county, Alabama, shall be listed for taxation as herein provided, either by the owner or by the tax assessor in the name of the owner without affixing any valuation thereto; but, the owner may, if he so desires, affix any value thereto he wishes. Every person who keeps or harbors a dog, or who knowingly permits the keeping or harboring of a dog upon his premises shall, for the purpose of listing and taxation, be deemed the owner thereof, and the tax assessor shall ascertain the owner or harborer of each dog within said county and list and return the same for taxation. The assessor in listing shall enter the description upon the schedule stating the sex, age, color, size, and name of any of the dogs so listed.

Sec. 2. The owner of every male dog and spayed female, over four months of age, shall pay a license tax thereon of one dollar, and of every unspayed female dog two and one-half dollars. The first assessment under this act shall be made in the year 1915, between the first day of October and the 31st day of December. Said license tax shall be due and collectible as other taxes and collected by the tax collector and paid to the county treasurer. The treasurer shall keep such license tax on dogs separate from other funds. The amount collected by license tax on dogs shall be used to indemnify losses in said county by the killing or injuring of sheep or other live stock by dogs as herein provided.

Sec. 3. Whenever any sheep or other live stock are killed or injured by dogs in said county, the owner or person having custody of same shall within twenty-four hours after such killing or injury is made known to him notify the justice of the peace in whose district the sheep or other live stock, are, or were, and make affidavits setting forth the number of sheep or live stock killed or injured, the kind, grade or quality thereof,

and the amount and nature of injury thereto, and that he does not know whose dog caused the damages, if such be the fact, or, if, known, that the amount of such loss if reduced to judgment could not be collected on execution against the owner of such dog if such be the fact. The justice of the peace shall then appoint two disinterested freeholders of the neighborhood where the injury was done to appraise the damage and shall furnish them with claimants' affidavits or a copy thereof; and the appraisers shall forthwith examine such sheep or other livestock and make a written report on the claim to the justice of the peace, who shall forthwith forward the claimant's affidavit and the appraiser's report to the judge of probate, who shall file same in his office and endorse thereon the date of such filing. The justice of the peace and each of the appraisers shall be allowed fifty cents for their services, to be paid out of the dog tax fund of the county as other claims. At each meeting of the court of county commissioners the claims for loss or damage to sheep or other live stock which have been filed not less than ten days prior to said meeting shall be taken up and considered and rejected, or if correct and just, they shall allow the same or such parts thereof as may be deemed right; provided, the court of county commissioners may require additional evidence on any such claims either by oral testimony or affidavits. Such claims as are allowed shall be filed with the county treasurer who shall after the first day of March of each year draw his warrant in favor of the claimant for the amount allowed by the court of county commissioners. Provided, if the amount in the dog tax fund be not sufficient to pay all claims, the treasurer shall prorate the same. Any surplus of said fund remaining to the credit of the county after all such claims are allowed shall be transferred to the school fund of the county, proportioned to each school district according to collections in such school district.

Sec. 4. Every person owning or harboring a dog shall be liable to the party injured for all damages done by such dog, but no recovery shall be had for personal injuries to any person when they are upon the prem-

ises of the owner of the dog after night, or upon the owner's premises engaged in any unlawful acts in day time. Whenever recovery is had before any court of damages to sheep or other live stock by dogs, the court may order the defendant or any constable in said county to kill or cause to be killed such dogs within two days after the rendition of the judgment.

Sec. 5. Any dog upon which the tax is paid when due shall be regarded as property, and shall be entitled to the same protection as live stock. The owner of any dog upon which tax is paid which may be injured or killed contrary to law or unlawfully carried or enticed away from the premises of the owner, or unlawfully harbored for the purpose of killing or injuring such animal or depriving the owner thereof of his ownership, may recover exemplary damages of the person for so unlawfully killing, injuring or enticing away such dog. Any person violating the provisions of this section shall be liable to prosecution as in cause of injuring live stock or other personal property of another.

Sec. 6. Any person who shall keep or harbor a dog upon his premises or elsewhere and who fails or refuses to pay the tax thereon when due, shall be fined not exceeding five dollars for each offense, and upon conviction the judgment may include an order requiring such dog to be killed, which order may be executed by any peace officer, who shall be allowed one dollar therefor to be taxed as costs. It shall be the duty of the sheriff and his deputies and each constable in his district to kill or cause to be killed any dog, the owner of which has failed or refused to pay the tax thereon when due, and for each dog so killed without the order of the court, such officer shall be allowed by the court of county commissioners fifty cents, to be paid out of the dog tax fund, upon proper proof that such claim is correct.

Sec. 7. This act shall take effect immediately upon its approval by the Governor.

The State of Alabama, }
Limestone County. }

Before me, George Malone, judge of probate in and for said county and State, this day personally ap-

peared R. H. Walker, who, being first duly sworn, deposes and says that he is the owner and publisher of the Limestone Democrat, a weekly newspaper published in Athens, Limestone county, Alabama; that the attached notice and bill was published in said Limestone Democrat for four successive issues, to wit: In its issues of June 24th, 1915, July 1st, July 8th, and July 15th, 1915.

R. H. Walker,
Owner and Publisher of the Limestone Democrat.

Sworn to and subscribed before me, this 19th day of July, 1915.

Geo. Malone,
Judge of Probate.

Also,

H. 1182. To authorize the court of county commissioners of Bullock county, Alabama, to pay the First National Bank of Union Springs, Alabama, out of the funds of said county the sum of two hundred ninety-two and 20/100 dollars, with interest thereon from January 20th, 1912, repaid by said bank into the treasury of Bullock county, Alabama, on the demand of J. T. Gorman, examiner of public accounts, and which sum represents items of interest paid by Geo. W. Champion, as county treasurer of Bullock county, Alabama, out of the funds of said county to said The First National Bank of Union Springs, Alabama, during the period intervening between, to wit: January 14, 1909, and to wit, October 14, 1911, to cover interest charges made by said bank when said county had no funds to its credit or on deposit in said bank.

And sends the same herewith to the Senate with notice and proof attached and herewith exhibited as follows:

PUBLIC NOTICE.

Whereas G. W. Champion was the treasurer of Bullock county, Alabama, during the period from to wit, January 14, 1909, to to wit, October 14, 1911, inclusive, and during said period The First National Bank of Union Springs, Alabama, was a depository of said Treasurer and whereas during said period the said

bank paid warrants drawn on said G. W. Champion as such treasurer at the request of the court of county commissioners of Bullock county, Alabama, amounting to various and sundry sums at times when there were no funds belonging to said county in said bank and which warrants were legal claims against said county, and whereas said court of county commissioners had agreed prior to the payment of said warrants to pay to said bank the legal rate of interest on the amounts so paid by it when said county had no funds on deposit in said bank, and whereas the said treasurer paid to said bank out of the funds of the said county at various times during the period intervening from to wit, January 14, 1909, to October 14, 1911, the sum of to wit: \$292.20, to cover such interest charges, which sum J. T. Gorman as the examiner of public accounts for the State of Alabama a short time prior to January 20, 1912, demanded that said bank should refund to said county on the ground and for the reason that said treasurer had no authority to pay said interest charges and which sum on such demand the said bank did on January 20, 1912, repay into the treasury of Bullock county, Alabama, and whereas it seems just and equitable that such interest should be paid by said county under the circumstances hereinbefore detailed:

Now, therefore, notice is hereby given that a bill will be introduced at the present session of the Legislature of Alabama, to authorize the court of county commissioners of Bullock county, Alabama, to pay to The First National Bank of Union Springs, Alabama, out of the funds of said county the sum of to wit: \$292.20, with interest thereon since January 20, 1912, to cover the amount with interest thereon from January 20, 1912, so repaid by said bank into the treasury of Bullock county, Alabama on the demand of said J. T. Gorman, examiner of public accounts, and which sum represents items of interest paid by G. W. Champion as county treasurer of Bullock county, Alabama, out of the funds of said county to the said First National Bank during the periods intervening between to wit: January 14, 1909, and to wit, October 14, 1911, to cover interest

charges made by said bank on account of warrants drawn on him as such treasurer and paid by said bank when said county had no funds to its credit or on deposit in said bank.

State of Alabama, }
Bullock County. }

I, G. M. Edwards, being duly sworn, depose and say on oath that Geo. W. Champion was the county treasurer for the county of Bullock, in the State of Alabama, on the 20th day of January, 1912; that the said Geo. W. Champion is now dead; that affiant was the bookkeeper for said Geo. W. Champion as treasurer of Bullock county, Alabama, on the 20th day of January, 1912; that affiant knows that J. T. Gorman, as examiner of public accounts, a short time prior to January 20th, 1912, made a demand upon the first National Bank of Union Springs, Alabama, to refund or repay into the county treasury of Bullock county, Alabama, the sum of \$292.20, which sum said Geo. W. Champion, while treasurer of Bullock county, Alabama, had paid to said bank for and on account of interest charges made by said bank for interest on items paid by said bank on warrants drawn by the court of county commissioners of said county on said treasurer and paid by said bank at a time when said treasurer had no funds on deposit in said bank to the credit of said Geo. W. Champion, as treasurer of said Bullock county, Alabama.

G. M. Edwards.

Sworn to and subscribed before me, this
(Seal.) the 17th day of July, 1915.

Ernest L. Blue,
Notary Public.

My commission expires April 23, 1917.

Also,

H. 960. To provide a better system of public roads for Blount county.

And sends the same herewith to the Senate with notice and proof attached and herewith exhibited as follows:

NOTICE OF PROPOSED LEGISLATION.

Notice is hereby given that the following bills will be introduced in the next Legislature:

A road law requiring eight days work or payment of \$5.00. Money to be paid to an authorized person under bond in each precinct. Roads to be worked by contracts or district foreman under bond, by direction of commissioners court.

A law requiring members of commissioners court to give bond.

A law to abolish county treasurer's office.

J. S. Wittmeier.

The State of Alabama, }
Blount County. }

Personally appeared before the undersigned authority F. G. Stephens, editor and publisher of the Southern Democrat, a weekly newspaper published in said county and State, who, being sworn, deposes and says that the attached notice was published in said newspaper for four consecutive weeks beginning December 31, 1914, and ending on January 21, 1915.

F. G. Stephens,
Editor and Publisher.

Sworn to and subscribed before me, this 19th day of January, 1915.

F. A. Hearn,
Notary Public.

Also,

H. 1250. To abolish the office of county treasurer of Coosa county, and to provide for the commissioners court of Coosa county to contract with one or more banks in the county to handle the county funds and to discharge the other duties now provided by law to be discharged by the county treasurer of Coosa county, and to provide for the payment of interest on monthly balances on county funds in said bank or banks and to provide for payment of taxes by the tax collector to the bank or banks handling county funds.

And sends the same herewith to the Senate with notice and proof attached and herewith exhibited as follows:

A BILL.

Goodwater, Ala., June 15, 1915.

To whom it may concern:

Notice is hereby given that a local bill will be introduced by me in the Legislature of Alabama, when that body reconvenes in July, the substance of which will be as follows:

To abolish the office of county treasurer of Coosa county, but not to affect term of office or present incumbent, and to provide for the commissioners court of Coosa county to contract with one or more banks to handle the funds of the county, after having made good and solvent bond or bonds therefor, and to pay the county interest on the monthly balances in said bank or banks, but such bank or banks are to receive no commission, salary or compensation for their services; such banks are required to discharge all the duties now provided by law of county treasurers not inconsistent with the provisions of this bill.

John A. Darden,
Representative.

6-18-4t.

The State of Alabama, }
Coosa County. }

Personally appeared before me, Posey Smith, a Notary Public in and for said county, A. D. Bentley, publisher and editor of The Chronicle, a weekly newspaper published at Rockford, Ala., in said county, who, after being sworn by me, says on oath that the attached notice was published in said paper four successive issues, beginning June 8, 1915.

A. D. Bentley.

Sworn to subscribed before me, this 12th
(Seal.) day of July, 1915.

Posey Smith,
Notary Public.

Also,

H. 766. To regulate the payment of claims against the fine and forfeiture fund of Morgan county, Alabama.

And sends the same herewith to the Senate with notice and proof attached and herewith exhibited as follows:

NOTICE.

Notice is hereby given, that at the next session of the Legislature of Alabama, a bill will be introduced for passage, entitled: An act to regulate the payment of claims against the fine and forfeiture fund of Morgan county, Alabama, which bill will provide in substance as follows:

That all outstanding claims against fine and forfeiture fund of Morgan county must, within six months after the approval of said act, be filed with the county treasurer for registration, and a failure so to do will bar such claims. That all future accruing claims against such fund must be filed for registration within six months after such claims become a charge against said fund or the same will be barred. That all claims heretofore filed or registered as claims against such fund must be refiled and reregistered or the same will be barred.

That at any time within thirty days prior to the first Mondays in January, April, July and October of each year the owners or holders of registered claims against such fund may file with the county treasurer bids in writing submitting offers for which they are willing to release their said claims, or any part thereof, and that on said first Mondays in January, April, July and October of each year the treasurer may receive oral bids for the release of such claims, and that upon a coming in of all such bids the county treasurer will pay and discharge: (1) The claims of the person or persons offering to take the least sums for their claims, and that in the payment of said claims the treasurer will divide all funds in his hands belonging to said fine and forfeiture fund into two equal parts, from one of which parts he shall pay or discharge claims commonly known or called witness certificates, and from the other fund claims commonly known or denominated "officers' scrip;" and that in the disbursement of all monies belonging to this fund the said treasurer will pay one-half of such monies for the retirement of officers scrip and the other half for witness certificates.

Said bill will further provide for the repeal of all laws or parts of laws in conflict with the provisions of said bill.

PROOF OF PUBLICATION.

State of Alabama, }
Morgan County. }

Before me, A. S. Blackwell, clerk of the circuit court in and for the State and county aforesaid, personally appeared C. J. Hildreth, who being duly sworn deposes and says, on oath, that he is the owner and publisher of the New Decatur Advertiser, a newspaper published in New Decatur, in said county; and further, that the annexed advertisement of notice of introduction of bill was given publication in said newspaper for the period of four consecutive weeks, beginning January 14th, 1915, and ending on February 5, 1915.

C. J. Hildreth.

Sworn and subscribed to before me, this 13th day of February, 1915.

A. S. Blackwell,
Clerk.

Also,

H. 958. To provide for the better building, maintenance and protection of the public roads and bridges of Bibb county; to provide funds, regulations and penalties to carry the provisions and purposes of this act into effect; to provide for the appointment of a county engineer and for the examination of applicants for such position; to abolish the office of road supervisor for Bibb county.

And sends the same herewith to the Senate with notice and proof attached and herewith exhibited as follows:

NOTICE.

At the adjourned session of the Legislature of Alabama to convene on July 13th, 1915, a bill will be introduced to provide for the better building, maintenance and protection of the public roads and bridges of Bibb county; to provide funds, regulations and penalties to carry the provisions and purposes of this said bill into effect; to provide for the appointment of a county engineer and for the examination of applicants for such

position; to abolish the office of road supervisor in and for Bibb county.

The State of Alabama, }
Bibb County. } ss.

Before me, B. H. Gatlin, a notary public in and for said county and State, personally appeared C. E. Allen, who is known to me, and who, being duly sworn, deposes and says: That he is the editor and publisher of The Blocton Enterprise, a newspaper of general circulation published in West Blocton, Bibb county, Alabama, and that the notice hereto attached was published in the said newspaper for four consecutive weeks, beginning on the 27th day of May, 1915, and ending on the 24th day of June, 1915.

C. E. Allen.

Sworn to and subscribed before me, this the 9th day of July, 1915.

B. H. Gatlin,
Notary Public, Bibb County, Ala.
W. F. Herbert,
Clerk.

HOUSE MESSAGES.

The House bills in the foregoing House message were severally read once and referred to appropriate standing committees, as follows:

H. 1178, 1256, 1286, 960, 958. To Committee on Public Roads and Highways.

H. 884, 1147, 1124, 1152, 1182, 1101, 1297, 1250, 1318. To Committee on Local Legislation.

H. 1343, 773, 417, 766, 1176, 758, 1154. To Committee on Judiciary.

H. 856, 1164. To Committee on Municipalities and Municipal Organizations.

BILLS ON THIRD READING.

The bill:

S. 456. Regulating the practice of public accountants; creating a board of examiners for public accounts; prescribing the rules for the issuance of certi-

ificates and registration of certified accountants; fixing the time for examination; the suspension or revocation of certificates issued by the board; prescribing the qualifications of persons entitled to certificates as certified public accountants; the fee to be paid for examination; and to provide compensation for the board of examiners.

Was taken up.

The Committee on Finance and Taxation offered the following substitute to said bill, to wit:

A Bill to be Entitled
AN ACT

To create a State board of accountancy and to prescribe its powers and duties, to provide for the examination of and issuance of certificates to qualified accountants, and to provide a penalty for violation of this act.

Section one. Be it enacted by the Legislature of Alabama, that any person who has received from the State board of accountancy a certificate of his qualifications to practice as a public expert accountant as hereinafter provided shall be known and styled as a "Certified Public Accountant," and no other person and no partnership, all of the members of which have not received such certificates, and no corporation shall assume such title or the title of "Certified Accountant," or "Chartered Accountant," or the abbreviations "C. P. A. " or "C. A.," or any words, letters or abbreviations tending to indicate that the person, firm, or corporation so using the same is a certified public accountant.

Section two. There is hereby created a State Board of Accountancy to consist of three members to be appointed by the Governor and who, with the exception of the members first to be appointed, shall be the holders of certificates issued under the provisions of this act, and shall hold office for the term of three years and until their successors are appointed and qualified.

The members of the board first to be appointed shall be skilled in the practice of accounting and shall have been actively engaged therein on their own account and

with this State for a period of at least three years next preceding the passage of this act, and shall hold the office, one for the term of three years, and one for the term of two years, and one for the term of one year. The term of office of each shall be designated by the Governor in his appointment.

Section three. No certificate as a certified public accountant shall be granted to any person other than a citizen of the United States or person who has in good faith duly declared his intention of becoming such citizen, who is over the age of twenty-one years and of good moral character and (except under the provisions of section four of this act), a graduate of a high school or having an equivalent education, who has had at least three years' experience in the practice of accounting and who shall have successfully passed an examination in "Theory of Accounts," "Practical Accounting," "Auditing," and "Commercial Law as Affecting Accountancy," and in such other subjects as the board may deem advisable, pertinent to accountancy.

All examinations provided for herein shall be conducted by the board of accountancy herein provided for, public notice to be given of the place and time of such examinations.

The examination shall take place as often as may be necessary in the opinion of the board, but not less frequently than once each year.

The board may make all needful rules and regulations regarding the conduct of the examinations of their character and scope, the method and time of filing applications for examinations, and their form and contents, and all other rules and regulations necessary to carry into effect the purpose of this act.

Section four. The State Board of Accountancy may in its discretion waive the examination of and issue a degree as Certified Public Accountant to any person possessing the qualifications mentioned in section three of this act, who

(1) Is the holder of a "C. P. M." certificate issued under the laws of another State, which extends similar privileges to certified public accounts of this State, provided the requirements for said degree in the State

which has granted it to the applicant are, in the opinion of the board of accountancy, equivalent to those herein provided.

(2) Shall be the holder of a degree of Certified Public Accountant or Chartered Accountant, or the equivalent thereof, issued in any foreign government; provided that the requirements for such degree are equivalent to those herein provided for the degree of Certified Public Accountant.

(3) For more than three consecutive years next before the passage of this act shall have been practicing in this State as a public accountant, and who shall apply in writing to the board for such certificate within three months after the passage of this act.

Section five. Whenever a certificate is issued to any person to practice as a certified public accountant, a copy of such certificate shall be filed with the secretary of State, who shall keep a record of the same; and in case any such certificate is revoked or suspended, such revocation or suspension shall be duly entered on such record.

Section six. The State Board of Accountancy may revoke any certificate issued under this act, or may cancel the registration of any certificate under this act for unprofessional conduct or other sufficient cause; provided, that written notice of the cause for such contemplated action and the date of the hearing thereon by the board shall have been mailed to the holder of such certificate at least twenty days before such hearing. No certificate issued under this act shall be revoked until such hearing shall have been held. At all such hearings the attorney general of this State or one of his assistants designated by him shall sit with the board with all the powers of a member thereof.

Section seven. The State Board of Accountancy shall charge for the examination and certificates provided for in this act a fee of twenty-five dollars (\$25.00) to meet the expenses of such examinations. This fee shall be payable by the applicant at the time of making his initial application. No additional fee shall be charged any applicant.

From the fees collected under this act the board shall pay all expenses incident to the examinations, the expenses of issuing certificates, traveling expenses of the members of the board, and their compensation while performing their duties under this act; provided, that no expense incurred under this act nor the compensation of the members shall be a charge against the funds of this State.

The members of the board of accountancy herein provided for shall be paid an amount not exceeding ten dollars (\$10.00) per day to each member of said board for the time actually expended and also all necessary traveling expenses incurred in the performance of his duties under this act.

The board shall annually report the number of certificates issued and the receipts and expenses under this act to the Governor and to the secretary of State.

Section eight. If any person shall represent himself to the public as having a certificate provided for in this act, or shall assume to practice as a certified public accountant without having received such certificate, or if any person having received such certificate provided for in this act shall hereafter lose same by revocation and continue to practice as a certified public accountant, or use such title or any other title mentioned in section one of this act, or if any person shall violate any of the provisions of this act, he shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in a sum of not less than one hundred dollars (\$100.00) or more than five hundred dollars (\$500.00), or imprisoned in the county jail for a period of not less than one month nor more than six months, or both, in the discretion of the court, for each day during which he shall so practice or violate any of the provisions of this act.

Section nine. This act shall take effect immediately upon its passage.

Mr. Denson offered the following amendment to said substitute, to wit:

Amend subdivision three of section four of said bill by striking out the words "for more than three consecutive years," where they appear in the first line of said

subdivision, and adding in lieu thereof the words, "for as long as one year."

Which was adopted.

Yeas, 16; nays, 2.

Yeas:

Messrs.:	Hall	Judge	Price
Bonner	Hartwell	Kline	Wallace
Bulger	Hollis	Lewis	Weathers
Burns	Holmes	McCain	Winkler
Denson			—16.

Nays: Messrs. Lusk, Miller.—2.

Mr. Denson also offered the following amendment to said substitute, to wit:

Amend the third section of said bill by adding to the end thereof after the word "advisable," the words, "pertinent to accounting."

Which was adopted.

Yeas, 16; nays, 2.

Yeas:

Messrs.:	Denson	Holmes	McCain
Bonner	Ellis	Judge	Price
Brown	Hall	Kline	Weathers
Bulger	Hartwell	Lewis	Winkler
Burns			—16.

Nays: Messrs. Lusk, Miller.—2.

And said substitute, as thus amended, was adopted.

Yeas, 14; nays, 4.

Yeas:

Messrs.:	Ellis	Judge	Wallace
Bonner	Hall	Kline	Weathers
Burns	Hartwell	McCain	Winkler
Denson	Holmes	Price	—14.

Nays:

Messrs.:	Higgins	Lusk	Miller
Faulk			—4.

And said bill, as thus amended, was read a third time at length, passed, and ordered sent forthwith to the House without engrossment.

Yeas, 16; nays, 6.

Yeas:

Messrs.:	Denson	Holmes	McCain
Bonner	Ellis	Judge	Price
Bulger	Hall	Key	Wallace
Burns	Hartwell	Kline	Winkler
Cooper			—16.

Nays:

Messrs.:	Faulk	Lusk	Weathers
Elrod	Higgins	Miller	—6.

The bill:

S. 477. To require all persons appointed as auditors or examiners of books and accounts of the State of Alabama to be certified public accountants according to law.

Was read a third time at length, passed, and ordered sent forthwith to the House without engrossment.

Yeas, 16; nays, 11.

Yeas:

Messrs.:	Ellis	Jones	McCain
Bonner	Hall	Judge	Price
Bulger	Hartwell	Kline	Wallace
Burns	Holmes	Lewis	Winkler
Denson			—16.

Nays:

Messrs.:	Faulk	Key	Miller
Cooper	Higgins	Lee	Pride
Elrod	Hill	Lusk	Weathers
			—11

The bill:

H. 289. To provide for the acquirement, location, building, construction and operation by cities in Alabama which now have, or which may hereafter have a population of as many as fifty thousand and less than

one hundred thousand according to the last Federal census or any other Federal census which may hereafter be taken, of terminal railroads, and as appurtenant thereto, of equipment for such terminal railroads, and facilities for accumulating, storing and handling goods, wares and merchandise transported or to be transported over the same, and to further provide insofar as appurtenant to said terminal railroads and facilities, for establishing and collecting charges for service, for the connection with or crossing of other railroads, for the laying of tracks in streets or roads, for the exercise of eminent domain, for the issuance of bonds, for the construction and maintenance of structures over lands of the State and for the holding of elections to decide whether or not bonds shall be issued.

Was read a third time at length and passed.

Yeas, 18; nays, 2.

Yeas:

Messrs.:	Ellis	Higgins	McCain
Bonner	Elrod	Holmes	Price
Bulger	Faulk	Kline	Weathers
Burns	Hall	Lewis	Winkler
Denson	Hartwell	Miller	—18.

Nays: Messrs. Lusk, Pride.—2.

BILL RECOMMENDED.

The bill:

S. 482. To amend section 6503 of the Code of Alabama, 1907. (Relates to the appointment of chaplains to convicts.)

Was taken up.

Mr. Lusk offered the following amendment to said bill, to wit:

Amend by inserting after the word "chaplain," where it appears the third time in the body of the bill, the words, "and assistant chaplains."

Mr. Holmes moved that said bill be re-committed to the Standing Committee on Penitentiary, Prison and Prison Punishment.

Mr. Kline moved to lay the motion made by Mr. Holmes on the table, which was lost; and the motion made by Mr. Holmes then prevailed, and the President of the Senate re-referred said bill to the Standing Committee on Penitentiary, Prison and Prison Punishment.

BILL TABLED.

The bill:

H. 13. To repeal sections 656, 657, 658, 659, 660, 661, 662, 663, 664, 665, 666, 667, 668, 669, 670, 671, 672, 673, 674, 675, 676, 677, 678, 679, and 688, and to amend sections 683, 684, and 687 of the Code of Alabama.

Was taken up.

Mr. Hall offered the following amendment to said bill, to wit:

"Provided, that this act shall not take effect until January 15, 1917."

Mr. Kline moved to indefinitely postpone said amendment and bill.

Mr. Lusk moved to table the motion made by Mr. Kline, which prevailed.

Yeas, 15; nays, 15.

Yeas:

Messrs.:	Cooper	Faulk	Key
Bonner	Denson	Hall	Lusk
Brown	Ellis	Hill	Miller
Bulger	Elrod	Jones	Wallace

—15.

Nays:

Messrs.:	Hartwell	Kline	Price
Arrington	Higgins	Lee	Pride
Burns	Holmes	Lewis	Weathers
Green	Judge	McCain	Winkler

—15.

The above vote being a tie, the President of the Senate voted "Yea."

Mr. Holmes then moved to re-commit said bill to the Standing Committee on Fish, Game, and Forestry.

Mr. Lusk moved to table the motion made by Mr. Holmes, which prevailed.

Yeas, 15; nays, 14.

Yeas:

Messrs.:	Cooper	Faulk	Key
Bonner	Denson	Hall	Lusk
Brown	Ellis	Hill	Miller
Bulger	Elrod	Jones	Wallace
—15.			

Nays:

Messrs.:	Higgins	Lee	Pride
Arrington	Holmes	Lewis	Weathers
Burns	Judge	McCain	Winkler
Hartwell	Kline	Price	
—14.			

The amendment offered by Mr. Hall was then adopted.
Yeas, 22; nays, 6.

Yeas:

Messrs.:	Ellis	Jones	Price
Bonner	Elrod	Judge	Pride
Brown	Faulk	Key	Wallace
Bulger	Hall	Lee	Weathers
Cooper	Higgins	Miller	Winkler
Denson	Hill	McCain	
—22.			

Nays:

Messrs.:	Burns	Kline	Lusk
Arrington	Hartwell	Lewis	
—6.			

Mr. Holmes then moved to table said bill as amended, which motion prevailed.

Yeas, 15; nays, 12.

Yeas:

Messrs.:	Ellis	Kline	Price
Arrington	Higgins	Lee	Pride
Bulger	Holmes	Lewis	Weathers
Burns	Judge	McCain	Winkler
—15.			

Nays:

Messrs.:	Denson	Hollis	Lusk
Bonner	Faulk	Jones	Miller
Brown	Hall	Key	Wallace
Cooper			
—12.			

CONSIDERATION OF SPECIAL ORDERS.

The Senate proceeded to consider the special orders heretofore set, which was:

S. 516. To amend sections 3264 and 3265, and repeal section 6647 of the Code.

Was taken up.

Mr. Judge offered the following amendment to said bill, to wit:

Amend by adding at the end of section 2 the following: "Provided, that in circuits composed of one county having two or more circuit judges that each bailiff shall receive a salary of \$1,000.00 per annum, payable in twelve equal monthly installments out of the treasury of the county constituting such circuit, upon the warrant of the president of the board of revenue."

Yeas, 18; nays, 0.

Yeas:

Messrs.:	Cooper	Key	Price
Arrington	Hall	Kline	Pride
Bonner	Higgins	Lee	Wallace
Brown	Hill	Lusk	Weathers
Bulger	Judge	Miller	—18.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 19; nays, 0.

Yeas:

Messrs.:	Denson	Judge	Miller
Bonner	Faulk	Key	Price
Brown	Hall	Kline	Pride
Bulger	Higgins	Lee	Wallace
Cooper	Hill	Lusk	Weathers
			—19.

Nays, 0.

The bill:

S. 529. To amend section 2879 of the Code of Alabama.

Was taken up.

The following amendment offered by the Committee on Judiciary, to wit:

Amend by adding after words "Supreme Court," where they appear in the bill, these words, "or Court of Appeals."

Was adopted.

Yeas, 18; nays, 1.

Yeas:

Messrs.:	Elrod	Key	Price
Bonner	Hall	Kline	Pride
Brown	Higgins	Lee	Wallace
Bulger	Hill	Lusk	Weathers
Denson	Judge	Miller	—18.

Nay: Mr. Faulk.—1.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 19; nays, 1.

Yeas:

Messrs.:	Elrod	Key	Miller
Bonner	Hall	Kline	Price
Bulger	Higgins	Lee	Pride
Cooper	Hill	Lewis	Wallace
Denson	Judge	Lusk	Weathers
			—19.

Nay: Mr. Faulk.—1.

The bill:

S. 530. To provide for and regulate the making of monthly reports by clerks and registers of circuit courts, chancery courts, and courts of like jurisdiction, to the judges and chancellors of such courts, and Chief Justice of the Supreme Court; and to provide penalties for failure to comply with the terms of this act.

Was read a third time at length and passed.

Yeas, 20; nays, 0.

Yeas :

Messrs. :	Elrod	Key	Miller
Bonner	Faulk	Kline	Price
Brown	Hall	Lee	Pride
Bulger	Higgins	Lewis	Wallace
Cooper	Judge	Lusk	Weathers
Denson			—20.

Nays, 0.

The bill :

S. 531. To amend section 7796 of the Code of Alabama.

Was read a third time at length and passed.

Yeas, 20; nays, 0.

Yeas :

Messrs. :	Denson	Hill	Miller
Arrington	Elrod	Judge	Price
Bonner	Faulk	Key	Pride
Brown	Hall	Kline	Wallace
Bulger	Higgins	Lee	Weathers
Cooper			—20.

Nays, 0.

The bill :

S. 532. To require all fines assessed against defendants in criminal cases and all forfeitures of undertakings of bail in criminal cases, to be paid in money, and to constitute the same a fund for the payment of claims of State witnesses and officers, which are proper charges against the fine and forfeiture fund of the several counties.

Was read a third time at length and passed.

Yeas, 20; nays, 0.

Yeas :

Messrs. :	Denson	Judge	Miller
Arrington	Elrod	Key	Price
Bonner	Faulk	Kline	Pride
Brown	Hall	Lee	Wallace
Bulger	Higgins	Lusk	Weathers
Cooper			—20.

Nays, 0.

The bill:

S. 534. To take from justices of the peace and notaries public ex-officio justices of the peace the right, power and authority to finally try any charge or accusation against any person of any crime or violation of the law of Alabama and to define the authority of such officers with reference to such charges.

Was taken up.

The following amendment offered by the Committee on Judiciary, to wit:

Amend by inserting after "county courts," in section two (2), the words "or inferior courts."

Was adopted.

Yeas, 18; nays, 1.

Yeas:

Messrs.:	Cooper	Hill	Lusk
Arrington	Denson	Judge	Price
Bonner	Faulk	Key	Wallace
Brown	Hall	Kline	Weathers
Bulger	Higgins	Lee	—18.

Nay: Mr. Miller.

And upon the request of Mr. Miller the further action on this bill was postponed temporarily.

The bill:

S. 553. To amend section 6256 of the Code.

Was read a third time at length and passed.

Yeas, 21; nays, 0.

Yeas:

Messrs.:	Elrod	Key	Milner
Bonner	Faulk	Kline	Price
Brown	Hall	Lee	Pride
Bulger	Higgins	Lewis	Wallace
Cooper	Hill	Lusk	Weathers
Denson	Judge		—21.

Nays, 0.

The bill:

S. 555. To amend an act, approved April 21st, 1911, entitled "An act to regulate the proceedings in the Su-

preme Court or Court of Appeals in cases which, in the opinion of the court, should be reversed because the judgment of the lower court is excessive, and there is in the opinion of the Supreme Court or Court of Appeals, no other ground of reversal.

Was read a third time at length and passed.

Yeas, 18; nays, 0.

Yeas:

Messrs.:	Denson	Judge	Price
Bonner	Elrod	Key	Pride
Brown	Hall	Lee	Wallace
Bulger	Higgins	Lusk	Weathers
Cooper	Hill	Miller	—18.

Nays, 0.

The bill:

S. 556. To define the right of action of an assignee of a judgment or decree of a court of record.

Was read a third time at length and passed.

Yeas, 20; nays, 0.

Yeas:

Messrs.:	Elrod	Judge	Lusk
Bonner	Faulk	Key	Price
Brown	Hall	Kline	Pride
Bulger	Higgins	Lee	Wallace
Cooper	Hill	Lewis	Weathers
Denson			—20.

Nays, 0.

The bill:

S. 557. To declare the effect of judgments and proceedings of courts held under invalid statutes.

Was read a third time at length and passed.

Yeas, 18; nays, 1.

Yeas:

Messrs.:	Bulger	Denson	Faulk
Bonner	Cooper	Elrod	Hall

Hill	Kline	Miller	Wallace
Judge	Lee	Price	Weathers
Key	Lusk	Pride	—18.

Nay: Mr. Lewis.—1.

The bill:

S. 412. To amend sections 1681 and 1684 of the Code of Alabama of 1907, and provide for printing of supplies for the Department of Education of Alabama.

Was read a third time at length and passed.

Yeas, 20; nays, 0.

Yeas:

Messrs.:	Denson	Judge	Lusk
Arrington	Elrod	Key	Miller
Bonner	Hall	Kline	Price
Brown	Higgins	Lee	Pride
Bulger	Hill	Lewis	Weathers
Cooper			—20.

Nays, 0.

The bill:

S. 744. To relieve all persons, other than county convicts, of any obligation to work on the public roads or to pay any penalties in default thereof, in counties in the State of Alabama whose aggregate tax values according to the complete assessments of the preceding year amount to as much as one hundred million dollars.

Was read a third time at length and passed.

Yeas, 18; nays, 0.

Yeas:

Messrs.:	Higgins	Lee	Pride
Bulger	Hill	Lewis	Wallace
Elrod	Judge	Lusk	Weathers
Faulk	Key	Miller	Winkler
Hall	Kline	Price	—18.

Nays, 0.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has concurred in and adopted the S. J. R. 131 relative to adjournment from today until Thursday, and returns same herewith to the Senate.

W. F. Herbert,
Clerk.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has concurred in the Senate amendment to:

H. 855. To abolish the office of county treasurer in Bibb county, Alabama, and to require that the funds of the county be deposited in such incorporated banks in Bibb county, or in the State of Alabama, as the courts of county commissioners or courts of like jurisdiction or board of revenue of Bibb county may elect, and to provide for the custody and paying out of such funds.

W. F. Herbert,
Clerk.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has passed the following Senate bill, and returns same herewith to the Senate:

S. 700. To amend section 5838 of the Code of Alabama of 1907.

W. F. Herbert,
Clerk.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has amended as therein shown, and as amended has passed, the following Senate bill:

S. 562. To further provide for the organization, government and regulation of cities which now have or which may hereafter have a population of as much as one hundred thousand people according to the last Federal census, or any such census which may hereafter be

taken, and to provide further for and define the rights, powers, duties, procedure, jurisdiction and authority of such cities and of the officers, courts and bodies thereof, and of the State and county officers, courts, bodies, boards and funds in relation to such cities and the officers and affairs thereof, and to prescribe penalties for the violation of this act.

And returns same herewith to the Senate.

W. F. Herbert,
Clerk.

HOUSE MESSAGE.

On motion of Mr. Judge, the Senate concurred in the following amendment by the House to Senate Bill No. 562, the title of which is set out in the foregoing message from the House, to wit:

"Amend the bill by striking out section 14."

Yeas, 20; nays, 0.

Yeas:

Messrs.:	Denson	Hill	Lewis
Arrington	Elrod	Judge	Lusk
Bonner	Faulk	Key	Price
Brown	Hall	Kline	Wallace
Bulger	Higgins	Lee	Weathers
Cooper			—20.

Nays, 0.

MESSAGE FROM THE HOUSE.

Mr. President:

The Speaker of the House having signed the following House bills, your signature thereto is requested:

H. 224. To provide for the location, acquirement, ownership and operation by cities in Alabama which lie upon the navigable waters of the State of Alabama and which have, or which may hereafter have, a population of as many as fifty thousand and less than one hundred thousand, according to the last Federal census or any other Federal census which may hereafter be taken, or water terminals and other structures needful for the

convenient use of same in aid of commerce; and to provide, insofar as appurtenant to said water terminals and structures, for the establishing and collecting of charges for service, for the exercise of eminent domain, for the issuance of bonds and for the holding of elections to decide whether or not bonds shall be issued.

H. 306. To prohibit county boards of education, county superintendents of education, school trustees, or teachers, from excluding any pupil from a school whose teacher is qualified to teach the pupil who is qualified to attend a high school within three miles of the pupil.

H. 576. To appropriate the sum of sixty-two and fifty one-hundredth dollars (\$62.50) to be paid to A. T. Goodwyn as compensation for services rendered as commercial feeding stuffs sampler during the year 1913, he not having received any compensation for official service rendered.

H. 577. To appropriate the sum of two hundred dollars (\$200.00) to be paid to E. C. Jackson as compensation for services rendered as commercial feeding stuffs sampler during the year 1913, he not having received any compensation for official service rendered.

H. 742. To amend an act entitled "An act to establish a charter for the town of Wedowee, Randolph county, Alabama.

H. 868. To require the accurate keeping and safe preservation of all books, papers and documents of public officers and servants, and to provide the punishment for failure to comply with the terms of this act.

S. 874. To prohibit clerks or employees in any department of the State from receiving two separate salaries, or from holding two or more separate positions, at the same time.

H. 893. To regulate clerical and other services in the several offices, departments, commissions, bureaus, and boards of the State of Alabama.

H. 899. To prohibit public officers from placing or allowing their names to be placed on the stationery, papers, books, tags, and stamps paid for out of the public funds or gotten out at the public expense.

H. 919. To amend sections 1, 2, 3, 6, 7, 8, and 9, of an act entitled an act to established a separate school

district in and for the city of Demopolis, and the police jurisdiction thereof in Marengo county, Alabama, and to provide means to support said separate school district. Approved February 10th, 1897. And to provide means to aid in the support of the school in said district, and to provide for the election of the members of the said Demopolis school board in the Demopolis school district, and the qualifications of the members of the said board.

H. 1019. For the relief of ex-Treasurer H. R. Moore.

H. 930. To submit to the qualified electors of the State at the general election to be held on the first Tuesday after the first Monday in November, 1916, for their consideration, an amendmnet to the Constitution of Alabama repealing and striking out of the Constitution section 250 of article 13, which section is as follows: "Holders of bank notes, and depositors who have not stipulated for interest, shall, for such notes and deposits be entitled in case of insolvency, to preference of payment over all other creditors, provided this section shall apply to all banks, whether incorporated or not."

H. 935. To repeal an act entitled an act to authorize the board of revenue of Montgomery county to retain and employ an attorney at law, to fix the services which said attorney at law may be required to render, and to fix his compensation therefor. Approved March 31, 1911.

H. 740. To authorize and direct the court of county commissioners of Crenshaw county to audit and pay any bill for legal advertising for the county done prior to the first day of January, nineteen hundred and fifteen.

H. 967. To provide for and regulate the compensation of State witnesses in all courts of record for Covington county, exercising criminal jurisdiction, and to provide for the payment of the same.

H. 1024. To authorize the board of trustees of the University of Alabama to invest the endowment fund of that institution, in whole or in part, in approved real estate securities.

H. 1047. To authorize the treasurer of Bibb county, Alabama, to pay interest on money borrowed by the

court of county commissioners of Bibb county, Alabama, to defray the general expenses of said county.

H. 961. To regulate the management, disposition and control of an endowment fund of ten thousand dollars given by the Sage Land and Improvement Company to the board of trustees of the high school located at Grove Hill, Alabama, to keep the building and ground in repair and the equipment complete; the lands, buildings, and equipment of said high school having heretofore been conveyed to the State of Alabama for high school purposes under the provisions of article 20, chapter 41 of the Code of Alabama, and the act approved April 8th, 1911, amendatory thereof, entitled "An act to amend sections 1861, 1862 and 1863 of the Code of Alabama."

W. F. Herbert,
Clerk.

SIGNING OF BILLS.

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the Secretary of the Senate, signed the following bills:

H. 224. To provide for the location, acquirement, ownership and operation by cities in Alabama which lie upon the navigable waters of the State of Alabama and which have, or which may hereafter have, a population of as many as fifty thousand and less than one hundred thousand, according to the last Federal census or any other Federal census which may hereafter be taken, or water terminals and other structures needful for the convenient use of same in aid of commerce; and to provide, insofar as appurtenant to said water terminals and structures, for the establishing and collecting of charges for service, for the exercise of eminent domain, for the issuance of bonds and for the holding of elections to decide whether or not bonds shall be issued.

H. 306. To prohibit county boards of education, county superintendents of education, school trustees, or teachers, from excluding any pupil from a school whose

teacher is qualified to teach the pupil who is qualified to attend a high school within three miles of the pupil.

H. 576. To appropriate the sum of sixty-two and fifty one-hundredth dollars (\$62.50), to be paid to A. T. Goodwyn as compensation for services rendered as commercial feeding stuffs sampler during the year 1913, he not having received any compensation for official service rendered.

H. 577. To appropriate the sum of two hundred dollars (\$200.00) to be paid to E. C. Jackson as compensation for services rendered as commercial feeding stuffs sampler during the year 1913, he not having received any compensation for official service rendered.

H. 742. To amend an act entitled "An act to establish a charter for the town of Wedowee, Randolph county, Alabama.

H. 868. To require the accurate keeping and safe preservation of all books, papers and documents of public officers and servants, and to provide the punishment for failure to comply with the terms of this act.

S. 874. To prohibit clerks or employees in any department of the State from receiving two separate salaries, or from holding two or more separate positions, at the same time.

H. 893. To regulate clerical and other services in the several offices, departments, commissions, bureaus, and boards of the State of Alabama.

H. 899. To prohibit public officers from placing or allowing their names to be placed on the stationery, papers, books, tags, and stamps paid for out of the public funds or gotten out at the public expense.

H. 919. To amend sections 1, 2, 3, 6, 7, 8, and 9 of an act entitled an act to establish a separate school district in and for the city of Demopolis, and the police jurisdiction thereof in Marengo county, Alabama, and to provide means to support said separate school district. Approved February 10th, 1897. And to provide means to aid in the support of the school in said district, and to provide for the election of the members of the said Demopolis school board in the Demopolis school district, and the qualifications of the members of the said board.

H. 1019. For the relief of ex-Treasurer H. R. Moore.

H. 930. To submit to the qualified electors of the State, at the general election to be held on the first Tuesday after the first Monday of November, 1916, for their consideration, an amendment to the Constitution of Alabama repealing and striking out of the Constitution section 250 of article 13, which section is as follows: "Holders of bank notes, and depositors who have not stipulated for interest, shall, for such notes and deposits, be entitled in case of insolvency, to preference of payment over all other creditors, provided this section shall apply to all banks, whether incorporated or not."

H. 935. To repeal an act entitled an act to authorize the board of revenue of Montgomery county to retain and employ an attorney at law, to fix the services which said attorney at law may be required to render, and to fix his compensation therefor, approved March 31, 1911.

H. 740. To authorize and direct the court of county commissioners of Crenshaw county to audit and pay any bill for legal advertising for the county done prior to the first day of January, nineteen hundred and fifteen.

H. 967. To provide for and regulate the compensation of State witnesses in all courts of record for Covington county, exercising criminal jurisdiction, and to provide for the payment of the same.

H. 1024. To authorize the board of trustees of the University of Alabama to invest the endowment fund of that institution, in whole or in part, in approved real estate securities.

H. 1047. To authorize the treasurer of Bibb county, Alabama, to pay interest on money borrowed by the court of county commissioners of Bibb county, Alabama, to defray the general expenses of said county.

H. 961. To regulate the management, disposition and control of an endowment fund of ten thousand dollars given by the Sage Land and Improvement Company to the board of trustees of the high school located at Grove Hill, Alabama, to keep the buildings and grounds in repair and the equipment complete, the lands, buildings and equipment of said high school having heretofore been conveyed to the State of Alabama for high

school purposes under the provisions of article 20, of chapter 41, of the Code of Alabama, and the act approved April 8th, 1911, amendatory thereof, entitled "An act to amend sections 1861, 1862, and 1863 of the Code of Alabama."

NOTICE.

Mr. Wallace gave to the Senate the following notice:
"Notice is hereby given that on the next legislative day a motion will be made to reconsider the vote by which Senate Bill 649 was indefinitely postponed."

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bill:

By Mr. Hubbard:

H. 544. To regulate and provide for the volunteer military forces of the State of Alabama.

And ordered the same sent forthwith to the Senate without engrossment.

W. F. Herbert,
Clerk.

HOUSE MESSAGE.

The House bill in the foregoing House message was read once and referred to appropriate standing committee as follows:

H. 544. To the Committee on Military.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bill:

By Mr. Goode:

H. 1044. To authorize each of the several counties of this State to make appropriation for the construction and maintenance of dipping vats, and otherwise to promote and encourage the eradication of cattle ticks in such counties.

And ordered same sent forthwith to the Senate without engrossment.

W. F. Herbert,
Clerk.

HOUSE MESSAGE.

The House bill in the foregoing House message was read once and referred to appropriate standing committee as follows:

H. 1044. To the Committee on Agriculture.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bill:

H. 1131. To make it unlawful for any municipality to charge the farmers or others engaged in the production of farm products of whatever nature, any license or fee, for the sale or other disposition of said articles produced by them at any place.

And orders same sent forthwith to the Senate without engrossment.

W. F. Herbert,
Clerk.

HOUSE MESSAGE.

The House bill in the foregoing House message was read once and referred to appropriate standing committee as follows:

H. 1131. To the Committee on Agriculture.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bill:

H. 898. To prohibit the buying or selling of patients by physicians or surgeons or other persons, and to define what shall constitute the buying or selling of patients and to fix the punishment for violation of this act.

And sends same herewith to the Senate without engrossment.

W. F. Herbert,
Clerk.

HOUSE MESSAGE.

The House bill in the foregoing House message was read once and referred to appropriate standing committee as follows:

H. 898. To the Committee on Judiciary.

REPORT FROM COMMITTEE ON ENGROSSED BILLS.

Mr. President:

Your Standing Committee on Engrossed Bills, beg leave to report that said committee, in session, have examined and compared the following engrossed bill with the originals and find same correctly engrossed, to wit: By Mr. Wallace:

S. 697. To provide for the building and furnishing of class rooms, administrative offices, assembly hall, library, gymnasium, dormitory and other buildings and improvements, for the Alabama Girls Technical Institute at Montevallo, and for the support and maintenance of the summer school of said institution.

W. J. Price,
Chairman.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has passed the following Senate bill and returns same herewith to the Senate:

S. 609. To provide for the relief of V. B. Overton, a Confederate pensioner of Bibb county, Alabama, and to provide for the payment to said V. B. Overton of seventy (\$70.00) dollars, which was omitted to be paid to him as a Confederate pensioner for the year 1914.

W. F. Herbert,
Clerk.

ADJOURNMENT.

At 6:15 o'clock, on motion of Mr. Elrod and in pursuance of S. J. R. 131, the Senate adjourned until Thursday, August 19, 1915, at 9 o'clock A. M.

THIRTY-THIRD DAY.

Thursday, August 19th, 1915.

The Senate met pursuant to adjournment, Lieutenant-Governor Kilby presiding.

PRAYER.

By Rev. Mr. Pippen of Eutaw.

ROLL CALL.

Present:

Messrs.:	Easterly	Hollis	Miller
Arrington	Ellis	Holmes	Milner
Bell	Elrod	Jones	McCain
Bonner	Faulk	Judge	Price
Brown	Green	Key	Pride
Bulger	Hall	Kline	Thach
Burns	Hartwell	Lee	Wallace
Cooper	Higgins	Lewis	Weathers
Denson	Hill	Lusk	Winkler

—35.

JOURNAL.

On motion of Mr. Kline the reading of the Journal of yesterday was dispensed with and the same was approved by the Senate.

INTRODUCTION OF BILLS.

Upon a call of districts, bills were introduced, severally read one time, and referred to appropriate standing committees, as follows:

By Mr. Thach:

S. 810. To appropriate money to the board of normal school trustees for the use of the normal schools located at Florence, Livingston, Troy and Jacksonville.

Committee on Education.

By Mr. Thach:

S. 811. To amend section 1421 of the Code of Alabama of 1907.

Committee on Municipalities and Municipal Organizations.

By Mr. Kline:

S. 812. To amend section 1761 of the 1907 Code of Alabama as amended by an act approved April 14, 1911, to read as follows:

Committee on Education.

By Mr. Kline (by request):

S. 813. To amend "An act to establish a State school for teaching agriculture and domestic economy in Lineville, Alabama, to provide for the management and control thereof, and to make appropriation to support said school," approved March 31, 1911.

Committee on Education.

By Mr. Bulger:

S. 814. To provide for extension work in agriculture and home economics, by giving instruction to men, women and young people in the several counties in Alabama, by continuing and improving farm demonstration work by organizing marketing clubs, by organizing and supervising boys' corn and pig clubs, girls canning clubs, women's clubs in home economics and by conducting other extension work through other means, all with a view to making farm life more profitable and attractive; to secure for Alabama the full amount of the funds conditionally appropriated by Congress under the Smith-Lever extension act for extension work in agriculture and home economics; and to make appropriations for these purposes.

Committee on Finance and Taxation.

By Mr. Wallace:

S. 815. To amend section 5 of an act entitled "An act to establish a county court for the county of Shelby," approved August 20th, 1909.

Committee on Judiciary.

With notice and proof thereto attached and herewith exhibited as follows:

NOTICE.

To Whom it May Concern:

Notice is hereby given that a bill will be introduced in the present Legislature, now in session at Montgomery, to amend section five of an act entitled, "An act

to establish a county court for the county of Shelby," approved August 20th, 1909, so that said section as amended will read substantially as follows:

Section 5. The judge of said court herein established shall receive as a salary the sum of three thousand dollars per annum, payable on his own order on the county treasurer of Shelby county, monthly, at the end of each month, and such claim shall be a preferred claim against the county.

State of Alabama, }
Shelby County. }

Before me, J. R. White, clerk of the county court of Shelby county, Alabama, in and for said county and State, personally appeared J. W. Brooks, associate editor of the Shelby County Sun, a newspaper published in the town of Columbiana, county of Shelby, and State of Alabama, and known to me to be such associate editor, who, being by me first duly sworn, deposes and says: That the attached notice and bill entitled a bill to amend section five of "An act to establish a county court for the county of Shelby," approved August 20th, 1909, so that said section as amended will read as follows:

"Section five. The judge of said court herein established shall receive as a salary the sum of three thousand dollars per annum, payable on his own order on the county treasurer of Shelby county, monthly, at the end of each month, and such claim shall be a preferred claim against the county."

Was published once a week for four consecutive weeks in a newspaper published in Shelby county, Alabama, on to wit: January 21st, 1915, January 28th, 1915, February 4th, 1915, and February 11th, 1915, and before the making of this affidavit.

J. W. Brooks,
Associate Editor of The Shelby County Sun.

Sworn to and subscribed before me, this
(Seal.) the 20th day of July, 1915.

J. R. White,
Clerk of the County Court of Shelby County, Ala.

By Mr. Wallace:

S. 816. To amend sections 706 and 707 of the printed Code of Alabama of 1907.

Committee on Public Health.

By Mr. Wallace:

S. 817. To abolish the county court of Autauga county, Alabama, to annul its jurisdiction, which court is provided for in and by article III, chapter 198, of the Code of Alabama and to provide for the transfer of all of the causes of every kind and description pending in said court at the time this act goes into effect, together with all papers, records, processes, and everything pertaining to said causes pending in said court, by the clerk thereof to the circuit court of Autauga county.

Committee on Judiciary.

With notice and proof thereto attached and herewith exhibited as follows:

NOTICE.

Notice is hereby given that a bill will be introduced at the present session of the Legislature of Alabama for the purpose of abolishing the "county court" of Autauga county, that is, to take away from the probate judge of said county all jurisdiction in criminal matters, as now provided in article three of chapter 198 of the Code of Alabama.

State of Alabama, }
County of Autauga. }

Before me, Carrie Mathews, a notary public in and for said State and county, this day personally appeared Chas. T. Kent, who is known to me, and who, after being duly sworn, states the following: I am the manager of the Prattville Progress, a newspaper published weekly in Autauga county, Alabama; the above and foregoing notice has been published for four consecutive weeks in said newspaper, appearing in the issues of the following dates: July 15th, July 22nd, July 29th, and August 5th.

Chas. T. Kent.

Sworn to and subscribed before me on this, the 9th day of August, 1915.

Carrie Mathews,
Notary Public, Autauga County.

By Mr. Wallace:

S. 818. To abolish the office of county treasurer of Autauga county, Alabama, and to require the tax collector and other officers of Autauga county, Alabama, to deposit to the credit of said county the funds belonging to the county in one or more of the banks of Autauga county, Alabama, as the court of county commissioners or board of revenue of Autauga county may by order direct, and subject to the order of the court of county commissioners or board of revenue.

Committee on Local Legislation.

With notice and proof thereto attached and herewith exhibited as follows:

NOTICE.

Notice is hereby given that a bill will be introduced at the present session of the Legislature of Alabama for the purpose of abolishing the office of county treasurer in Autauga county, and providing for the receiving and disbursing of the county funds by banks under certain conditions and requirements.

State of Alabama, }
County of Autauga. }

Before me, Carrie Mathews, a notary public in and for said State and county, this day personally appeared Chas. T. Kent, who is known to me, and who, after being duly sworn, states the following: I am the manager of the Prattville Progress, a newspaper published weekly in Autauga county, Alabama; the above and foregoing notice has been published for four consecutive weeks in said newspaper, appearing in the issues of the following dates: July 22nd, July 29th, August 5th, and August 12th.

Chas. T. Kent.

Sworn to and subscribed before me, this the 12th day of August, 1915.

Carrie Mathews,
Notary Public, Autauga County.

By Mr. Wallace:

S. 819. To require the members of the board of revenue or county commissioners of Autauga county to give a bond for the faithful performance of their duties before entering upon the discharge of the same.

Committee on Local Legislation.

With notice and proof thereto attached and herewith exhibited as follows:

NOTICE.

Notice is hereby given that a bill will be introduced at the present session of the Legislature of Alabama requiring the members of the board of revenue, or county commissioners, of Autauga county, to give a bond for the faithful performance of their duties, before entering upon the discharge of the same.

State of Alabama, }
County of Autauga. }

Before me, Carrie Mathews, a notary public in and for said State and county, this day personally appeared Chas. T. Kent, who is known to me, and who, after being duly sworn, states the following: I am the manager of the Prattville Progress, a newspaper published weekly in Autauga county, Alabama; the above and foregoing notice has been published for four consecutive weeks in said newspaper, appearing in the issues of the following dates: July 15th, July 22nd, July 29th, and August 5th.

Chas. T. Kent.

Sworn to and subscribed before me on this, the 9th day of August, 1915.

Carrie Mathews,
Notary Public, Autauga County.

By Mr. Wallace:

S. 820. To regulate and provide for the payment of claims against the fine and forfeiture funds of Autauga county.

Committee on Local Legislation.

With notice and proof thereto attached and herewith exhibited as follows:

NOTICE.

Notice is hereby given that a bill will be introduced in the regular session of the Legislature of Alabama for 1915, the substance of which will be:

A Bill to be Entitled

AN ACT

To regulate and provide for payment of claims against the fine and forfeiture fund of Autauga county.

Section 1. Be it enacted by the General Assembly of Alabama, that from and after the passage of this act, all persons owning outstanding claims, commonly known as witness certificates and officers' scrip, either or both, against fine and forfeiture fund of Autauga county, whether the same has heretofore been filed and registered or not, must within six months from the 1st day of August, 1915, file the same with the county treasurer for the purpose of re-registering and renumbering the same. And all such claims not so filed, re-registered and renumbered, shall be forever barred; provided, that all such claims so filed and marked registered, shall at the time of filing the same constitute under the law prior to this enactment and be an accrued claim or charge against said fund.

Sec. 2. Be it further enacted, that the said treasurer shall register said claims or debts presented to him for registration under this act, which registration shall show the name of the claimant, the character of the claim, the number of the claim, the amount claimed, and the time when same accrued. Provided, however, that when such claims are presented to the treasurer of said county, he shall endorse upon such claims the

name of the owner of such claims and the date on which such claim or claims were presented for registration, and such treasurer shall give the owner of such claim or claims a receipt for same, and shall keep such claim or claims in his possession until after six months after the 1st day of August, 1915, or until the 1st day of February, 1916, after which time he shall immediately register all such claims in the order in which they accrued, and shall so number them in the order of their priority, giving the oldest claims preference in numbering; and after which registration said claim or claims shall be returned to the owner thereof.

Sec. 3. Be it further enacted, that said treasurer shall by publication once a week in some newspaper published in said county for four consecutive weeks; requiring all persons holding any such claims against said county to present the same for registration by or before the first day of February, 1916, or the same shall be forever barred. The expense of such publication shall be paid by the said county.

Sec. 4. Be it further enacted, that all claims accruing after the passage of this act shall be registered by such treasurer in the order in which they accrued, within six months after the same shall accrue, and if not so registered shall be forever barred.

Sec. 5. Be it further enacted, that such claims so registered shall be paid in the order in which they are registered.

Sec. 6. Be it further enacted, that the provisions of this act shall apply to claims which have heretofore been registered as well as to those which have not been registered.

Sec. 7. Be it further enacted, that all valid claims against the said funds of said county hereafter be paid in their numerical order without regard to the kind or character of the claim.

Sec. 8. Be it further enacted, that all claims registered against the fine and forfeiture funds of Autauga county shall be accepted by the county treasurer, or any official of said county, authorized by law to receive said fines and forfeitures registered claims regardless of their kind or character in payment or liquidation of

any fine imposed by any court of said county or for the payment or liquidation of any forfeiture or judgment entered up in the course of said county against sureties or parties against whom criminal charges are pending when said parties have failed to appear at the court on the day or at the time set for trial of any party or parties as required by the provisions of the bond under which they were released on bail.

Sec. 9. Be it further enacted, that this act shall take effect immediately on its passage.

Sec. 10. Be it further enacted, that all laws or parts of laws in conflict with the provisions of this act be and the same are hereby repealed.

The State of Alabama, }
Autauga County. }

Before me, W. W. Hinton, clerk of the circuit court in and for said county and State, personally appeared C. T. Kent, who, being by me first duly and legally sworn, deposes and says on oath, that he is the manager and publisher of the Prattville Progress, a newspaper published every week in the city of Prattville, Autauga county, Alabama; and affiant further states that the above and foregoing bill was published in full in said newspaper once a week for four successive weeks, commencing on the 24th day of June, 1915, and ending on the 15th day of July, 1915. Affiant further states that the said bill was published as the law requires.

C. T. Kent,
Manager and Publisher of the Prattville Progress.

Sworn to and subscribed before me, this the 19th day of July, 1915.

W. W. Hinton,
Clerk of the Circuit Court of Autauga County.

By Mr. Faulk:

S. 821. To abolish the office of treasurer of Geneva county; to require the county funds to be deposited in some national or State bank or with some individual in the county of Geneva, as the commissioners court

of said county of Geneva may elect, and to provide for the custody of such funds.

Committee on Local Legislation.

With notice and proof thereto attached and herewith exhibited as follows:

State of Alabama, }
 Geneva County. }ss.

Personally appeared before R. H. Dawkins, a notary public in and for said county, W. F. McCartney, editor of the Samson Ledger, who deposes and says that the attached notice was published in the Samson Ledger for four consecutive issues, the first being on July 22nd, 1915, and the last in the issues of August 12th, 1915.

W. F. McCartney.

Sworn and subscribed to before me, this
 (Seal.) 16th day of August, 1915.

R. H. Dawkins,
 Notary Public.

NOTICE OF LEGISLATION.

Notice is hereby given that at the present session of the Alabama Legislature a bill will be introduced to abolish the office of treasurer of Geneva county, and to provide for the custody of the funds.

By Mr. Faulk:

S. 822. To further regulate the practice and procedure before the Railroad Commission of Alabama, or any like body exercising similar jurisdiction in cases involving proposed changes in rates, charges or classification of common carriers in defined cases, and upon appeal from its orders in such cases; to prescribe the notice to be given the public and parties to be affected of hearings and investigations when it is proposed to increase the rates or charges for the transportation of freight or passengers; and to authorize appeals by parties to proceedings in rate cases before said commission or like body from its orders to a chancery court of Montgomery county, and from decrees of said court

to the Supreme Court of the State in defined cases; and to prescribe the procedure and practice.

Committee on Commerce and Common Carriers.

By Mr. Denson (by request):

S. 823. To change the boundary line between the counties of Hale and Marengo.

Committee on County and County Boundaries.

By Mr. Denson (by request):

S. 824. To appropriate the sum of \$330.90 to reimburse certain members of Governor's staff and to relieve certain members of the Governor's staff.

Committee on Finance and Taxation.

By Mr. Hill:

S. 825. To amend subsection 2 of section 5, and section 9, and section 11, and section 16, and section 23A,, and section 29, of an act of the Legislature of Alabama approved April 24, 1911, entitled "An act for the regulation and control of fraternal benefit societies."

Committee on Banking and Insurance.

By Mr. Hill:

S. 826. To ratify and confirm the sale and conveyance by the State of Alabama to Lizzie E. Carter and John G. Carter of the following described land, lying and being situated in the State of Alabama, to wit:

An island in the Alabama river, up the river from the city of Montgomery, and containing five and 47/100 acres in section number one, and nine and 27/100 acres in section number two, all in township number sixteen, range number seventeen, east of St. Stephens meridian, and to authorize and empower the Governor to execute for and in the name of the State of Alabama, and deliver to said parties, their heirs or assigns, a patent or other appropriate instrument of conveyance for such lands, and to authorize and empower the secretary of State to attest said patent or other instrument, conveying to said parties said lands in order to correct any errors or irregularities that are or may be contained in that certain patent to said lands, issued to said parties on the 28th day of June, A. D. 1897, and signed by Joseph F. Johnston, Governor of Alabama.

Committee on Judiciary.

With notice and proof thereto attached and herewith exhibited as follows:

NOTICE.

Notice is hereby given that a bill will be introduced in the regular session of the Legislature of Alabama for 1915, the substance of which will be:

To ratify and confirm the sale and conveyance by the State of Alabama to Lizzie E. Carter and John G. Carter of the following described land, lying and being situated in the State of Alabama, to wit:

An island in the Alabama river, up the river from the city of Montgomery, and containing five and 47/100 acres, in section, in section number one, and nine and 27/100 acres in section number two, all in township number sixteen, range number seventeen, east of St. Stephens meridian.

And to authorize and empower the Governor to execute for and in the name of the State of Alabama, and deliver to said parties, their heirs or assigns, a patent or other appropriate instrument of conveyance for such lands, and to authorize and empower the secretary of State to attest said patent or other instrument, conveying to said parties said lands, in order to correct any errors or irregularities that are or may be contained in that certain patent to said lands, issued to said parties on the 28th day of June, A. D. 1897, and signed by Joseph F. Johnston, Governor of Alabama.

Jan. 13-29-27-Feb. 3.

State of Alabama, }
Montgomery County. }

Before me, Philip H. Stern, a notary public in and for said county and State, personally appeared Troy Reeves, known to me to be the manager of the Montgomery Times, a newspaper published at Montgomery in said county, who, being duly sworn, deposes and says on oath, that the attached notice was published once a week for four successive weeks in said newspaper before the making of this affidavit.

Troy Reeves.

Sworn to and subscribed before me, this 17th day of August, 1915.

Philip H. Stern,
Notary Public, Montgomery County, Ala.

REPORTS OF COMMITTEES.

Mr. Lusk, chairman of the Standing Committee on Judiciary, reported that said committee, in session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to wit:

By Mr. Stewart:

H. 758. To establish an inferior court in precinct 11, Talladega county, Alabama, in lieu of all justices of the peace in said precinct, and to define the jurisdiction and powers of said court and the judge thereof, to provide for the execution of processes of said court and the operation thereof, to provide for the appointment, election, term of office, qualifications and compensation of the judge thereof, and to abolish the offices of all justices of the peace in said precinct.

By Mr. King:

S. 766. To regulate the payment of claims against the fine and forfeiture fund of Morgan county, Alabama.

By Mr. Hubbard:

H. 773. To repeal an act entitled an act to establish a criminal court for the county of Pike with criminal jurisdiction in misdemeanor cases, approved February 25, 1889, Local Acts of Alabama, page 631, and all subsequent and amendatory acts relating to said court, to wit: The act approved the 17th day of September, 1903, and the act approved the 1st day of October, 1903, and all other acts relating to said court investing said court with civil as well as criminal jurisdiction, and to transfer all the civil and criminal proceedings therein pending and undisposed of, together with all dockets, papers and books relating to said cases in said law court or criminal court of Pike county, to the circuit court of said county, wherein said circuit court now have or

may have jurisdiction of said cases, and to transfer all the papers and documents pending and undisposed of in said law court or criminal court to the justices of the peace of the different precincts of said county who now have or who may have jurisdiction to try and dispose of said cases; and to transfer all criminal cases pending and undisposed of in said court, begun by affidavit and warrant of arrest charging the commission of misdemeanors in said county, with the papers and documents relating to said alleged misdemeanors to the grand juries of said county for investigation and action, and to repeal an act entitled an act to provide for the election for Pike county, Alabama, of a county solicitor for said county, to fix his term of office and prescribe his duties, approved the 26th day of September, 1903, Local Acts of Alabama, page 652, and all subsequent and amendatory acts relating to said office of said county solicitor; and to provide for the appointment of a judge of said law court or criminal court of Pike county.

By Mr. Welch (with amendment):

H. 898. To prohibit the buying or selling of patients by physicians or surgeons, or other persons, and to define what shall constitute the buying or selling of patients, and to fix the punishment for violation of this act.

By Mr. Carmichael:

H. 1098. To establish a legal holiday in Alabama, to be known as Fraternal Day.

By Mr. Ryan:

H. 1176. To regulate the fine and forfeiture fund of Cullman county, and provide for the registration and payment of claims against said fund.

By Mr. Roberson:

H. 1154. To provide for one jury box in St. Clair county, and to provide for the drawing and empaneling of all juries and jurors for the northern and southern judicial divisions of said county, to be drawn from such jury box; and for the care and custody of said jury box.

By Mr. Doyle:

H. 1247. To regulate and fix the fees and compensation of witnesses before grand juries, and witnesses in

all cases in the county court and in the circuit court of Clarke county.

By Mr. Griffin:

H. 1341. To authorize and empower the Marengo law and equity court to revive and enforce judgments, orders and proceedings entered prior to the passage of this bill, in the circuit court of Marengo county; to provide for the issuance of process on judgments, orders and proceedings entered prior to the passage of this bill, in the circuit court of Marengo county and the return thereof, and for proceedings thereon, and the trial of garnishment and trial of the rights of property cases growing out of such judgments, orders, proceedings and process.

By Mr. Hudson:

H. 1343. To amend an act entitled an act to create the office of assistant solicitor for the county of Montgomery, Alabama, in lieu of the present office of deputy solocitor for said county; to prescribe his duties, fix his salary and provide for the election of said office.

By Mr. Hill:

S. 58. Providing contributory negligence shall be no bar to recover in actions brought to recover damages in certain cases and providing that in such cases the question of negligence and contributory negligence are for the jury to determine.

By Mr. Hill:

S. 59. Relating to the liability of master or employer to their employees for injuries received by the employees while in the service of the employer or master.

By Mr. Denson:

S. 471. To authorize the secretary of State to sell for half price, according to the price now fixed by law, all reports published to date, codes, journals and acts of the Legislature.

By Mr. Lee (with substitute):

S. 553. To provide for the appointment of an official stenographer by each circuit judge in Alabama; fix their compensation; define their duties and provide for special stenographers in certain cases.

By Mr. Lusk (with amendments):

S. 545. To prescribe the number of judges of the circuit courts; the time of their election, and to regulate

the procedure in circuit courts, and the appointment of registers thereof.

By Mr. Lusk (with amendments):

S. 558. To divide the State into judicial circuits for the circuit courts to be numbered and composed of counties named, and to fix the times and places for holding the courts therein.

By Mr. Lusk:

S. 688. Proposing an amendment to section 256 of the Constitution of Alabama, so as to authorize the Legislature to provide for apportioning the public school fund. (This bill was read at length a second time as required by the Constitution.)

By Mr. Pride:

S. 738. To prohibit sheriffs and their deputies, constables and their deputies, game wardens and their deputies, or other officers authorized to make arrests, from committing parties charged with misdemeanors to jail arrested on warrant and affidavit or upon information, until said parties have been carried before a proper tribunal for commitment and to provide penalty for failure to do so.

By Mr. Hill:

S. 753. To create the office of associate solicitor for the county of Montgomery, to fix his salary and to define his duties.

By Mr. Cooper (with amendment):

S. 762. To protect dipping vats within the State of Alabama.

By Mr. Hall (with amendment):

S. 788. To fix the compensation for recording, registration and copying in the judge of probate's office in each county in the State of Alabama which had a population of thirty (30,000) thousand or over at the Federal census of 1910, or which may hereafter have a population of thirty (30,000) thousand.

By Mr. Pride:

S. 794. To amend section 7628 of the Code.

By Mr. Kline:

S. 799. To provide that all members of courts of county commissioners, or boards of revenue of the several counties in this State shall be liable for all sums

of money illegally appropriated by such courts or boards for which they may vote, to require the clerk of the court or board to keep an accurate and detailed vote by the names of members on all votes in which money is appropriated, and to require each member of such court or board to give bond for the faithful performance of their respective duties.

By Mr. Arrington (with amendment):

S. 801. To amend section 4 of an act to provide for holding separate terms of the circuit court for Coffee county in the twelfth judicial circuit, at Enterprise, for the following portions of Coffee county, to wit: Township 3, range 22, township 4, range 22, township 5, range 22, township 3, range 21, township 4, range 21, the east one-half of township 3, range 30, the following sections in township 4, range 20, to wit: 13 22, 23, 24, 25, 26, 27, 34, 35, 36; and all that portion of the territory in township 6, range 22, township 7, range 22, township 5, range 21, township 6, range 21, lying south of Pea river and to regulate the holding of such court, to provide buildings and accommodations therefor, making its jurisdiction within such district exclusive of the jurisdiction it exercises when sitting at Elba, in said county of Coffee, defining the powers of the judge and clerk thereof, and regulating the drawing of its grand and petit jurors and providing for the transfer of causes from the circuit court held at Elba to said court held at Enterprise, and from the latter to the former. Approved February 28, 1907.

Mr. Milner, chairman of the Standing Committee on Revision of Laws, reported that said committee, in session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to wit:

By Mr. Goode (with amendment):

H 1043. To amend an act entitled "An act to submit to the qualified electors of each of the counties of this State the question of whether or not the work of tick eradication shall be taken up in said county under the State live stock sanitary board as provided by law," ap-

proved March 5th, 1915, by amending section 11 thereof.

(This bill was read at length a second time as required by the Constitution.)

By Mr. Winkler:

S. 806. To require the court of county commissioners of Butler county to publish monthly in a newspaper published in said county a statement showing the receipts and expenditures of money for said county.

Mr. Wallace, chairman of the Standing Committee on Local Legislation, reported that said committee, in session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to wit:

By Mr. Davie (by request):

H. 1093. To authorize the treasurer of Bibb county, Alabama, to pay interest on money borrowed by the court of county commissioners of Bibb county, Alabama, to defray the general expenses of said county.

By Mr. Scott:

H. 1114. To vacate the dedication of all streets, avenues and alleys through, over, on or across the following described property, situated in the city of Birmingham, in the State of Alabama, namely: That tract of land bounded on the east by 12th street, on the south by Avenue B, or Second Avenue South, and on the north and west by the right of way of the Louisville & Nashville Railroad; and also to vacate the dedication of all alleys through the following two tracts of land; first, the tract of land in the city of Birmingham bounded on the south by Second Avenue South, on the east by 13th Street, on the west by 12th Street, and on the north by first Avenue South; second, the tract of land bounded on the south by First Avenue South, on the east by 13th Street, on the west by 12th Street, and on the north by the right of way of the Louisville & Nashville Railroad and the general railroad right of way through the city of Birmingham.

By Mr. Sorrell:

S. 1175. To ratify and make legal certain claims and script registered against the fine and forfeiture

fund of Tallapoosa county and to authorize and empower the treasurer of said county to pay same.

By Mr. Rogers of Elmore:

H. 1194. To divide Elmore county, Alabama, into four commissioner's districts and to provide for the election of the commissioners from each of said districts.

By Mr. Robertson:

H. 1153. To authorize and empower the clerk of the circuit court of St. Clair county, to employ an assistant clerk during terms of the circuit court of said county, both at Ashville and Pell City and to provide for and fix the compensation of such assistant clerk.

By Mr. Kyser:

H. 1012. To abolish the fine and forfeiture fund of Monroe county, and to provide for the payment of all outstanding valid claims against the said fund, and to repeal all laws in conflict herewith.

By Mr. Youngblood:

H. 1145. To re-arrange and re-district the commissioner's court districts of Pickens county, Alabama.

By Mr. Griffin of Marengo county:

H. 1128. To authorize and direct the court of county commissioners of Marengo county, to pay for advertising the notice and substance of local bills introduced in the Legislature for said county, out of any money in the treasury, not otherwise appropriated when the bill applies to the entire county, or any political subdivision of the said county, and when said bill has been ordered published by the senator or any representative of the county of Marengo, and this act shall be held to apply only to and include notices and substance of bills advertised for the July session of the Alabama Legislature, in year 1915.

By Mr. Wittmeier:

H. 1243. To require the commissioners court to advertise for competitive bids for stationery and office supplies for Blount county.

By Mr. Carleton:

H. 1023. To require the commissioners court of Tallapoosa county, Alabama, to publish a financial statement of its proceedings at each regular, revenue, special

and adjourned terms in a newspaper published in said county offering to do the work on the best terms; to require said court to designate such newspaper; to provide for furnishing copy to the publisher of such newspaper for publication and to provide the compensation out of the treasury of said county for furnishing such copy and publishing same.

By Mr. Ward:

H. 1320. To further regulate the payment of fine and forfeiture fund script of Henry county, and to provide notice thereof.

By Mr. Vaughan:

H. 1310. To authorize the board of revenue of Montgomery county to furnish the several offices of said county with equipment and conveniences, including janitor service.

By Mr. Hubbard:

H. 1287. To limit the number of days for which members of the court of county commissioners of Pike county may be paid for services as members of said court, for mileage in going to and from said court, for their services rendered in the discharge of their duties in letting out, inspecting and accepting, building or repairing of any county bridges or county buildings or works, and mileage necessarily travelled by them in so doing, during any one year or part of a year; to say when this act shall go into effect; and to repeal all laws and parts of laws in conflict with the provisions of this act in so far as Pike county is concerned.

By Mr. Grayson of Mobile:

H. 1275. To authorize the board of revenue and road commissioners of Mobile county to provide telephones and other conveniences and necessities for the courts of Mobile county.

By Mr. Andrews:

H. 1203. For the relief of W. O. Brownfield, clerk and register of the Lee county court of law and equity, from paying back to Lee county fees collected by him as clerk and register of said court for ex-officio services.

By Mr. Henderson:

H. 1124. To impose a tax of one dollar a year on each male and two and one-half dollars on every female

dog in Limestone county, State of Alabama, over four months of age, and to provide for the collection of such tax and to provide that all live stock killed or injured and all damages done thereto, shall be paid for out of the dog tax fund, and to provide that the surplus left in the dog tax fund on the first day of March of each year shall be paid into the public school funds of said county.

By Mr. Judge:

H. 1152. To amend sections 2 and 3 of an act entitled "an act to establish a board of revenue for Shelby county, and to abolish the court of county commissioners thereof," passed at the session of 1911, being in Local Acts of Alabama, page 154, said amendment making the president thereof elective by the qualified voters of the county, and dividing the county in four districts, and making one member elective by the qualified electors of each of said four districts of which he shall be a resident and qualified voter, and fixing the terms of office of said president, and members of said board and the time of their election; and providing that the Governor shall appoint successors to those two members whose term of office expires in the year 1915, and prescribing their term of office.

By Mr. Smith of Crenshaw:

H. 1101. To abolish the office of county treasurer of Crenshaw county, Alabama, and to require the tax collector and other officers of Crenshaw county, Alabama to deposit to the credit of said county the funds belonging to the county into one or more of the banks of Crenshaw county Alabama as the court of county commissioners or board of revenue of Crenshaw county may by order direct, and subject to the orders of the court of county commissioners or board of revenue.

By Mr. Espy:

H. 884. To abolish the office of county treasurer of Henry county, and to require the county funds to be deposited in some national or State bank in the county of Henry as the commissioners court of said county may elect, and to provide for the custody of such funds and the payment of interest on same.

By Mr. Blunt:

H. 1297. To relieve the Honorable W. H. Harris, as county treasurer of Washington county, Alabama, from the payment of four hundred and 00/100 (\$400.00) dollars, made by him as treasurer of Washington county, Alabama, to agents of hard labor for Washington county, Alabama, from the first day of October, 1910, to the first day of October, 1913, both inclusive, being for four years, which payments were made under the orders and on a warrant of the court of county commissioners of Washington county, Alabama, acting under the provisions of the act, approved November 30th, 1907.

By Mr. Darden:

H. 1250. To abolish the office of county treasurer of Coosa county, and to provide for the commissioners' court of Coosa county to contract with one or more banks in the county to handle the county funds and to discharge the other duties now provided by law to be discharged by the county treasurer of Coosa county, and to provide for the payment of interest on monthly balances on county funds in said bank or banks, and to provide for payment of taxes by the tax collector to the bank or banks handling county funds.

By Mr. Ellis:

H. 1182. To authorize the court of county commissioners of Bullock county, Alabama, to pay to the First National Bank of Union Springs, Alabama, out of the funds of said county the sum of two hundred ninety-two and 20/100 dollars, with interest thereon from January 20, 1912, repaid by said bank into the treasury of Bullock county, Alabama, on the demand of J. T. Gorman, examiner of public accounts, and which sums represents items of interest paid by Geo. W. Champion, as county treasurer of Bullock county, Alabama, out of the funds of said county to said The First National Bank of Union Springs, Alabama, during the period intervening between, to-wit: January 14, 1909 and to-wit: October 14, 1911, to cover interest charges made by said bank when said county had no funds to its credit or on deposit in said bank.

By Mr. Ellis:

H. 1318. To authorize the court of county commissioners of Bullock county, Alabama, to pay to the Mer-

chants & Farmers Bank of Union Springs, Alabama, out of the funds of said county, the sum of \$394.10 with interest thereon from January 20th, 1912, to cover the amount with the interest thereon from January 20th, 1912, repaid by said bank into the treasury of Bullock county, Alabama, on the demand of J. T. Gorman, examiner of public accounts, and which sum represents items of interest paid by A. B. Strickland as county treasurer of Bullock county, Alabama, out of the funds of said county to the said Merchants & Farmers Bank during the periods intervening between January 14th, 1905 and January 20th, 1909, to cover interest charges made by said bank on account of warrants drawn on him as such treasurer and paid by said bank when said county had no funds to its credit or on deposit in said bank.

By Mr. Pride:

S. 795. To amend an act entitled an act to provide for the construction, repairing, working and maintaining of the public roads and bridges in Madison county, Alabama, and to provide penalties for the violation thereof. Approved March 20th, 1911

By Mr. Bulger (with amendment):

S. 789. To establish a board of revenue for Tallapoosa county; to regulate the selection and election of the members thereof and their terms of office; to fix the powers, duties and compensations of said board and to abolish the court of county commissioners of said county.

By Mr. Lee (by request):

S. 805. To authorize the court of county commissioners of Etowah county to deposit monies of the county in solvent banks, to provide for security for such deposits and require the county treasurer to pay warrants therein in favor of such banks in making such deposits.

By Mr. Pride:

S. 796. To create a court to be known and called the inferior criminal court of Madison county; to provide that the judge of the inferior court of Huntsville shall be ex-officio the judge of said court, and the clerk of the circuit court of Madison county, the ex-officio clerk

of said court; that the solicitor of said county, if there be one, or the circuit solicitor or his deputy, shall represent the State in said court; that causes be appealed from said court to the Supreme or Appellate Court. Providing that the compensation of judge, clerk and solicitor for the performance of their duties under this act and to regulate the practice and procedure in and jurisdiction of said court, providing that all indictments for misdemeanors found in the circuit, except for violations of liquor laws, shall be transferred to this court.

By Mr. Bell:

S. 800. To provide a more efficient system for opening, building, changing, constructing, and working the public roads of Pickens county. A board of highway commissioners provided for, how provided, vacancies, how filled, organized of such board, duties of the chairman, duties of the secretary and treasurer, itemized accounts of receipts and disbursements to be published, oath of office and bond to be given, salaries provided for. Impeachment of the members of the board, how done, authority, duties and powers of the board, of laws, rules and regulations concerning the public road commissioners, meetings, when and where held, adoption of new laws, rules and regulations concerning the public roads and publications of same provided for. Per capita tax and method of collecting same. May be discharged by working under direction of the board. Misdemeanor to fail to pay such tax or work ten full days, penalties provided for, court of county treasurer may be transferred to the board. All rights, powers, duties, etc., on commissioners court with reference to public roads, etc., now conferred by the general laws of the State, available and applicable to such board of road commissioners.

Mr. Lee, chairman of the Standing Committee on Education, reported that said committee, in session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to wit:

By Mr. Judge:

H. 1313. To empower the county board of education of Shelby county, Alabama, to consolidate public schools in Shelby county, Alabama, upon a petition of three-fourths of the patrons of the public schools or district or territory included in said proposed consolidated school, when in judgment and sound discretion the said board of education concludes a consolidation of said schools would be beneficial to the territory proposed to be consolidated, and to close and abolish existing public schools as now established in said territory to be consolidated.

By Mr. Lee (with amendment):

S. 797. To confer upon the trustees created by an act of 1911, approved April 18, 1911, for the government, regulation and control of the several white normal schools of the State of Alabama, the following additional powers: To acquire and hold the title to real and personal property for the benefit of the several normal schools each respectively; to exercise the right of eminent domain for the benefit of each such normal school respectively; to sell and convey certain property held by the trustees for each such normal school respectively, or by the several normal schools themselves respectively; to borrow money for the benefit of each such school respectively and pledge as security therefor certain property held by the trustees for the benefit of such school for which said money was borrowed or held by such school itself.

By Mr. Lee:

S. 807. To provide for elections, to authorize any county in the State and any school district now existing or hereafter formed in any county, to levy and collect a special county tax for public school purposes, not exceeding thirty cents (30) on each one hundred dollars (\$100.00) worth of taxable property in such county and in such school district.

By Mr. Hartwell (with amendment):

S. 681. To authorize the school boards of counties within this State having a population of 75,000 and not more than 81,000, according to the Federal census of 1910, to pay pensions to aged and indigent teach-

ers out of the public school funds of their respective counties.

Mr. Hartwell, chairman of the Standing Committee on Finance and Taxation, reported that said committee, in session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to wit:

By Mr. Welch:

H. 901. To provide for the payment into the State treasury of all monies received for any official service by State officers, heads of departments, commissions, bureaus and boards, or by any clerks, stenographers, or employees of any such officers, or heads of departments, and to provide a punishment for the failure to pay such monies into the treasury, or for the conversion thereof to the personal use of such officer, head of department, clerk or employee.

By Mr. Ward;

H. 883. To provide for furnishing copies of bills and resolutions of the Legislature and fixing the fees therefor, providing a penalty for the violation of this act.

By Mr. Davie:

H. 1240. For the relief of W. T. Steele as treasurer of Bibb county, Alabama.

By Mr. Hill:

S. 701. To appropriate the sum of \$1,496.57 to be paid to the Mercantile Paper Company, a corporation, in payment of debts due said corporation by the State of Alabama for stationery and office supplies contracted for prior to January 1st, 1915, by the following departments of State for the following amounts: Alabama National Guard, \$347.90; attorney general, \$86.20; State banking, \$47.00; Alabama Appellate Court, \$68.00; education, \$150.00; immigration, \$39.25; land agent, \$206.30; examiner public accounts, \$2.10; Governor's office, \$218.85; State tax commission, \$155.92."

By Mr. Hartwell (with substitute):

S. 446. To grant to the State harbor commission lands in the bay of Mobile, and authority to improve

the same and extend wharves and terminals therefrom into the adjacent waters.

By Mr. Jones:

S. 269. To require military instruction in the high schools of this State.

By Mr. Judge:

S. 699. To exempt from taxation in this State money lent, solvent credits and credits of value, other than such as are secured by mortgage, deed of trust or a contract of conditional sale, upon which a privilege tax is required to be paid and to provide that no taxes shall be hereafter collectible on money lent, solvent credits and credits of value, other than such as are secured by mortgage, deed of trust or a contract of conditional sale, upon which a privilege tax is required to be paid, and this act shall apply to all assessments heretofore made where such taxes have not been paid.

By Mr. Hartwell:

S. 809. To submit to the qualified voters of the State of Alabama at the general election to be held on the first Tuesday after the first Monday of November, 1916, for their consideration, an amendment to the Constitution of the State, fixing the salaries and compensations and allowances to be paid to the judge of probate, sheriff, the tax assessor, and the tax collector of Mobile county, requiring the said officers to cover the fees collected by them into the county treasury of Mobile county, and authorizing and empowering the Legislature thereafter to fix and regulate and alter the costs, charges and fees and salaries of such officers, including the method and basis of their compensation.

(This bill was read a second time at length as required by the Constitution.)

By Mr. McCain:

S. 485. To establish a budget system for the State of Alabama.

By Mr. Kline:

S. 742. To pay the expenses of sheriffs for the arrest of defendants with contraband or prohibited liquors and beverages.

By Mr. Hill:

S. 790. For the relief of Mercantile Paper Company, Montgomery Light & Water Power Company, Western Union Telegraph Company, Majors Construction Company, Alabama Machinery & Supply Company, Southern Typewriter Exchange, The Montgomery Fair, Davant Typewriter Company, L. C. Smith Brothers Typewriter Company, Remington Typewriter Company.

By Mr. Denson:

S. 742. To prescribe the method of purchase of supplies by the several departments of the State out of their maintenance fund.

By Mr. Bulger:

S. 298. To ratify and confirm the contracts and agreements made by Governor Emmet O'Neal during his administration as Governor for employment of special counsel for the State, and the payments made for and on account thereof, and to provide for the payment of such services as have been rendered, and for which payment has not been made.

By Elrod:

S. 628. To provide for the consolidation of the office of county treasurer and clerk of the circuit court in counties of this State having a population of less than fifty thousand.

By Mr. Weakley (with amendments):

H. 142. To make uniform the law of warehouse receipts.

By Mr. Tunstall:

H. 1222. To appropriate the sum of one hundred thousand dollars annually, or so much thereof as may be necessary, to be used by the Governor in and about the payment of interest on State warrants, payment of which may be delayed on account of the lack of funds in the State treasury.

By Mr. Blackwell:

H. 1326. To provide for the payment of the railroad fare and other necessary expenses of the recess Joint Judiciary Committee.

By Mr. Hartwell (with substitute):

S. 444. To create a State Harbor Commission to be known as the State Harbor Commission, define its jurisdiction, powers and duties and prescribe the mode of procedure and penalties for violation of this act.

Mr. Cooper, chairman of the Standing Committee on Agriculture, reported that said committee, in session, had acted on the following bill and ordered same returned to the Senate with a favorable report, and it was read a second time and placed on the calendar, to wit:

By Mr. Goode:

H. 1044. To authorize each of the several counties of this State to make appropriations for the construction and maintenance of dipping vats, and otherwise to promote and encourage the eradication of cattle ticks in such county.

Mr. Hall, chairman of the Standing Committee on Municipalities and Municipal Organization, reported that said committee, in session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to wit:

By Mr. Scott:

H. 1117. To vacate and annul the charter and dissolve the corporation of the town of Adamsville.

By Mr. Lazenby:

H. 1242. To change and extend the corporate limits of the town of Georgiana in the county of Butler, and State of Alabama.

By Mr. Bradshaw:

H. 1174. To define the boundaries and corporate limits of the town of Rogersville, Lauderdale county, Alabama.

By Mr. Ryan:

H. 1177. To dissolve the corporation of the town of Joppa, Cullman county, Alabama.

By Mr. Stewart:

H. 304. To re-arrange and fix the boundary line and show the lands included in the town of Mignon, Talladega county, Alabama.

By Mr. Fite:

H. 1025. To amend section 3485 of the Code of Alabama of 1907.

By Mr. Roberson:

H. 1290. To abolish the corporation of the town of Coal City, in St. Clair county, Alabama.

By Mr. Roberson:

H. 1291. To repeal an act entitled "An act to incorporate the town of Sedden, in St. Clair county, and to establish a charter for the government thereof," approved February 18, 1891.

Mr. Hall, acting chairman of the Standing Committee on Commerce and Common Carriers, reported that said committee, in session, had acted on the following bill and ordered same returned to the Senate with a favorable report, and it was read a second time and placed on the calendar, to wit:

By Mr. Denson:

S. 803. To change the name of the Railroad Commission of Alabama to the Alabama Public Service Commission, and to enlarge its authority, powers and jurisdiction.

Mr. Denson, chairman of the Standing Committee on Temperance, reported that said committee, in session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were read a second time and placed on the calendar, to wit:

By Mr. Denson:

S. 749. To provide for the destruction by the sheriffs or their authorized deputies in this State, of stills and other objects used in the manufacture of prohibited liquors and beverages, and to provide a reward for such destruction.

By Mr. Brown:

S. 725. To prohibit the manufacture, sale, barter, lending, exchange, giving away, or otherwise dispensing of any cigarettes, cigarette paper, or other material to be used as a covering for cigarettes.

Mr. Hollis, chairman of the Standing Committee on Privileges and Elections, reported that said committee, in session, had acted on the following bill and ordered same returned to the Senate with a favorable report, and it was read a second time and placed on the calendar, to wit:

By Mr. Holmes (with substitute):

S. 674. To divide the State of Alabama into ten Congressional districts.

Mr. Key, chairman of the Standing Committee on Public Roads and Highways, reported that said committee, in session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to wit:

By Mr. Wittmeier:

H. 960. To provide a better system of public roads for Blount county.

By Mr. Hubbard:

H. 1286. To better provide for the working of the public roads of Pike county; to require the court of county commissioners of said county to employ a civil engineer who shall be learned in the art and science of road and bridge building; to fix the salary of such engineer and say how the same shall be paid; to prescribe the duties of such engineer and to provide a conveyance to be used by him in connection with such duties; to provide that all work on the roads and bridges of said county, other than work done by convict labor and by persons subject to road duty, shall be done by contracts; to say how such contracts shall be made and how payments shall be made thereon; to require the probate judge of said county to keep records of all contracts and all expenditures made with reference to the public roads and bridges of said county; and to repeal all laws in conflict with this act in so far as Pike county is concerned.

By Mr. Davie:

H. 958. To provide for the better building, maintenance and protection of the public roads and bridges of Bibb county; to provide funds, regulations and penalties to carry the provisions and purposes of this act

into effect; to provide for the appointment of a county engineer, and for the examination of applicants for such position; to abolish the office of road supervisor for Bibb county.

Mr. Lusk, chairman of the Standing Committee on Judiciary, reported that said committee, in session, had acted on the following bills and ordered same returned to the Senate with an adverse report:

By Mr. Judge:

S. 793. To fix the compensation of the judges and circuit solicitors in judicial circuits composed of only one county having a population of one hundred and fifty (150,000) thousand or more according to the last or any subsequent Federal census.

By Mr. Judge:

S. 777. To authorize county commissioners or boards of revenue to elect physicians to attend the inmates of county poor houses and jails, and to fix their terms of office and compensation.

By Mr. Hartwell (by request):

S. 774. To provide for the licensing of architects and regulating the practice of architecture in the State of Alabama.

By Mr. Hill:

S. 773. To amend sections 5481, 5482, and 5483 of the Code of Alabama of 1907, providing for the examination of railroad employees and imposing a penalty for failure to carry out same.

By Mr. Judge:

S. 711. To fix the salaries of circuit judges, solicitors, and assistant solicitors in all counties of the State of Alabama having a population of over 75,000 according to the last or any subsequent Federal census, which counties separately constitute a judicial circuit, and providing that the amount paid by the State on such salaries shall be supplemented by payments out of the county treasury.

By Mr. Denson:

S. 757. To provide for the impeachment and removal of unfaithful public officers, and to provide procedure therefor.

By Mr. Judge:

S. 395. To provide and create a commission to devise a uniform system of bookkeeping to be used by the officials of the State of Alabama, and the officials of each county in said State, and to punish failure to use such system when devised by the commissions.

By Mr. Judge:

S. 488. To provide and make certain compensation for employees and their dependents for personal injuries or death by accident arising out of and in the course of industrial employments, and fixing the liability of employers carrying on industrial employments for personal injuries or death of employees by accident arising out of and in the course of industrial employments; to provide and determine in what cases compensation shall be paid, the amount thereof, the method for the payment of same; to restrict the right to compensation or damages; to make the payment of compensation certain by requiring employers to carry insurance or secure such compensation and make a report of accidents arising out of such industrial employments; to create the office of workmen's compensation commissioner, to administer and enforce this act, and to prescribe the powers and duties of the workmen's compensation commissioner; to provide the manner and procedure by which liability arising under this act may be discharged and for the determination of the rights of employees and their dependents and the employers; to provide for the review of the findings and orders of the workmen's compensation commission by the probate court, the circuit court, and a jury, and for appeal therefrom; to regulate procedure on appeal and fixing penalties; to provide for the salaries and expenses of administering this act, and to make an appropriation out of the State treasury therefor; to repeal all laws and parts of laws in conflict with this act, the public welfare requiring it.

By Mr. Winkler:

S. 570. To further the collection of judgments and claims for personal injuries to, and death of, employees, and to provide that such judgments and claims be preferred.

By Mr. Judge:

S. 605. To protect women and children from desertion and nonsupport by husbands and parents; making it a misdemeanor for a husband to desert or neglect to provide for the support of his wife, or for a parent to desert or neglect to provide for the support of his or her child or children, under the age of sixteen years; prescribing the penalty therefor, and making provision for the apprehension and punishment of persons convicted of non-support or desertion; and providing for the taking of recognizances; and for the forfeiture and enforcement of said recognizances; also providing for the appointment of probation officers and prescribing their duties and powers; and making chiefs of police and sheriffs and other peace officers, probation officers in certain contingencies; and designating the courts which shall have jurisdiction of such matters; and limiting its application to counties which now have, or which shall hereafter have a population of two hundred thousand, or more, according to the last preceding United States Census.

By Mr. Judge:

S. 402. To require the clerk of the Supreme Court and the clerk of the Court of Appeals to give notice to the attorneys of recording a cause when a decision thereon is rendered in the Supreme Court or Court of Appeals, and, on application, to furnish to attorneys of record a copy of the opinion, and to tax the same as part of the costs.

Mr. Pride, chairman of the Standing Committee on Penitentiary, Prison and Prison Punishment, reported that said committee, in session, had acted on the following bills and ordered same returned to the Senate with an adverse report:

By Mr. McCain:

S. 482. To amend section 6503 of the Code of Alabama, 1907. (Relates to the appointment of chaplains to convicts.)

By Mr. Faulk:

S. 561. To amend an act entitled an act "to provide for the hiring, management, control and inspection of county convicts," approved November 30th, 1907.

By Mr. Holmes:

S. 203. Providing for the employment of prisoners upon the highways of this State, or in the construction and improvement of any public works.

Mr. Lee, chairman of the Standing Committee on Education, reported that said committee, in session, had acted on the following bills and ordered same returned to the Senate with an adverse report:

By Mr. McCain:

S. 15. Providing for outlining courses of study and selecting text books for the various county high schools of the State of Alabama.

By Mr. Holmes:

S. 673. To provide for loan scholarships in the several counties of Alabama.

By Mr. Bonner:

S. 731. To appoint a commission, to be composed of the State superintendent of education, the State auditor and the attorney general of the State, whose duty it shall be to visit the six normal schools for whites in Alabama, and to file a written report in the office of the State superintendent of education, which report shall state which three of the six now existing normal schools for whites shall continue to exist after the first day of June, 1916; and to provide further for the disposition of the State's property at the three normal schools for whites which will be abolished by the filing of the said report; and to provide penalties for violation of the provisions of this act.

By Mr. Judge:

S. 745. To amend sections 1954, 1955, 1956, 1957, 1958, 1959, 1960, 1961, 1962, 1963, 1964, 1965, 1966, 1967, 1968, 1969 and 1970, of the Code of Alabama.

By Mr. Lusk:

S. 736. To amend section 1678 of the Code of Alabama of 1907.

By Mr. Kline:

S. 798. To provide that a child in one county or school district may attend school in another county or school district, and to authorize boards of education to make appropriations therefor.

By Mr. Bonner:

S. 730. To amend section 1761 of the Code of Alabama of 1907.

Mr. Hartwell, chairman of the Standing Committee on Finance and Taxation, reported that said committee, in session, had acted on the following bills and ordered same returned to the Senate with an adverse report:

By Mr. Denson:

S. 479. To require counties of this State to pay one-third of the per capita charge for the maintenance of patients from such counties in the Alabama insane hospitals.

By Mr. Kline:

S. 327. To make an appropriation of the sum of ten thousand dollars (\$10,000.00) for necessary permanent repairs and improvements upon the State capitol building, and in the several offices and departments thereof.

By Mr. Hartwell:

S. 704. To amend an act entitled "An act to provide pensions for Confederate soldiers, sailors and their widows, and for the payment and regulation of same."

By Mr. Kline:

S. 150. To submit to the qualified electors of the State at the general election to be held on the first Tuesday after the first Monday in November, 1916, for their consideration an amendment to section 219 of article 11, of the Constitution of Alabama, so as to provide a change in the present provision of the Constitution permitting the levy by the Legislature of an inheritance tax.

By Mr. Elrod:

S. 356. To provide for setting aside for the use of convicts, and for their dependent families, a portion of their earnings.

By Mr. Denson (by request):

S. 641. To appropriate the sum of \$1,009.83 to be paid to the Whitehead & Hoag Co., of Newark, N. J., as payment of the purchase price of certain medallions and buttons bought from the said Whitehead & Hoag Co. by the State of Alabama through the Immigration

Department, which said medallions and buttons were to be used for the purpose of raising money for the Alabama State exhibit at the Panama-Pacific Exposition.

By Mr. Kline:

S. 728. To exempt thoroughbred livestock from taxation for a period of ten years in this State.

By Mr. Blackwell (by request):

H. 242. To appropriate the sum of \$6,849.17 to Marshall and Bruce Company, Nashville, Tenn., contractors for furnishing stationery and stationery supplies to the State of Alabama.

Mr. Denson, chairman of the Standing Committee on Temperance, reported that said committee, in session, had acted on the following bill and ordered same returned to the Senate with an adverse report:

By Mr. Judge:

S. 668. To authorize any person, firm or corporation engaged in the business of a distiller in the State of Alabama prior to June 30, 1915, and under the United States statutes had previously entered and then owned whiskey in a United States bonded warehouse, to transport to another without the State by interstate shipment all or any part of such whiskey, when and as released by the government upon the payment of its revenue tax.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has passed the following Senate bills and returns same herewith to the Senate:

S. 723. To provide for the relief of C. B. Thomas, and to authorize the payment to him out of the fine and forfeiture fund of Marengo county of the sum of two hundred dollars paid by him upon a forfeiture of a bond of Alex Buckhannon.

Also,

S. 684. To create a board of revenue for Houston county; name the members thereof; confer on such board of revenue all the powers now exercised by the board of county commissioners, or court of county commissioners of Houston county; to fix the term of office

for said board of revenue; to provide for the election of their successors in office; to fix the duties of the probate judge with reference to such board of revenue; and to abolish the court of county commissioners of Houston county.

Also,

S. 696. To abolish the charter of the town of Morris, situated in Jefferson county, Alabama, and to dissolve said town of Morris, a municipal corporation, located in Jefferson county, Alabama.

Also,

S. 718. To provide for the payment out of the general funds of Franklin county according to registration, the clerk's, sheriff's, and witnesses' fees included in warrant No. 2978, issued by S. J. Petree, judge of probate, November term 1913, of the court of revenue.

Also,

S. 587. To regulate the payment of costs in the case of convicts heretofore and hereafter sentenced to hard labor in Madison county, Alabama, whenever and so long as said convicts or any of them are worked on the public roads of said county, and to require the court of county commissioners of said county to pay the costs of such convicts who were sentenced to hard labor for the county and who actually worked on the county roads thereof from and after January 1st, 1915, to the time of the approval of this act.

Also,

S. 726. To relieve J. Wiley Littlejohn, John S. Catts, Samuel W. Collins, and William M. Adams, and each of them from liability to the county of Chilton, State of Alabama, for or on account of any money or moneys heretofore paid out by them or any of them under purported authority from the court of county commissioners of said county in the enforcement of the act of November 23rd, 1907, prohibiting the sale, etc., of intoxicating liquors (Acts Special Session 1907, p. 71-76) and to satisfy and confirm said expenditures.

Also,

S. 608. To ratify and confirm the payment of certain county warrants paid by Joe S. Bird, treasurer of Shelby county, Alabama, and to discharge the said

Joe S. Bird, treasurer of Shelby county, Alabama, and his sureties on his official bond, from all liability on account of the payment of such warrants.

W. F. Herbert,
Clerk.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bills:

H. 866. To amend sections three, ten and eleven of an act approved March 9, 1911, to provide for and regulate the manufacture and sale of "commercial feeding stuffs" in Alabama; to further provide for the registration, tagging, sampling and analyzing commercial feeding stuffs; and to fix penalties for violations of this act.

H. 1368. To amend section 1509 of the Code of Alabama, 1907.

H. 1402. To provide for the distribution of the moneys which were held at the close of the 30th day of June, 1915, as a contingent fund by any excise commission in this State.

H. 1387. To make a further appropriation to pay the per diem and mileage of members, officers and employees of the Legislature of Alabama and other expenses thereof for the present session.

H. 668. To fix the time and place for holding mass meetings, beat meetings or other meetings of the voters of political parties in Alabama held for the purpose of nominating candidates for public offices who are to be voted for in general elections or for the purpose of selecting delegates, committeemen, or other party, representatives or agents, of such parties.

H. 43. To amend sections 838, 839, 840, 841, 842, 843, 844, 845, 846, 847, 848, 849, 850, 851, 852, 853, 854, 855, 856, 857, 863, 868, 877, and 878 of the Code of Alabama, relating to the Alabama insane hospitals.

H. 686. To create a lien in favor of any laborer or employee of any person, firm or corporation engaged in the getting, cutting, rafting, shipping, hauling or manufacturing of timber, lumber or cross ties, and to provide for its enforcement.

H. 195. To amend section 7325 of the Code of Alabama of 1907. (This section relates to defining and punishing petit larceny.)

H. 759. To amend section 7798 of the Code of Alabama of 1907.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bills:

H. 1160. To confer jurisdiction upon the chancery court and other courts having the jurisdiction of the chancery court, to establish the fact of consolidation of corporations in certain instances, and to authorize the filing of bills for that purpose, and prescribing procedure thereon.

H. 745. To authorize and direct courts of county commissioners or boards of revenue, and boards of mayor and aldermen or city commissioners, or other governing bodies of incorporated cities or towns in this State to pay for advertising notice and substance of local bills introduced in the Legislature for the use and benefit of the said counties, cities or towns, where such notice is ordered published by any representative in the Legislature from the county, and such authorization, and direction to apply to all notices and substance of local bills introduced in the regular session of the Legislature, 1915.

H. 126. To authorize and regulate the granting of writs of certiorari.

H. 1125. To authorize and empower State banks, savings banks and trust companies organized under the laws of the State of Alabama, to subscribe for stock and become members of the Federal reserve bank authorized under act of Congress adopted December 23rd, 1913.

H. 112. Further regulating administration of estates in the chancery court or courts of like jurisdiction in the State.

H. 383. To appropriate five hundred and twenty-six dollars and thirty-five cents (\$526.35) to pay rent due

by the State for premises used by the State Pasteur Institute.

H. 662. To amend section 7082 of the Code of Alabama of 1907.

H. 895. To prohibit the treasurer of any school board or other board handling State funds from being paid a salary or other compensation.

H. 887. To regulate, prohibit and provide punishment for the publication of untrue and misleading advertisements, and requiring that all newspaper and other periodical advertisements be clearly marked "advertisement."

H. 1022. To define and regulate the practice of optometry in the State of Alabama, and to punish violators thereof, to provide for a State board of examination and registration and to prescribe their duties.

H. 1014. To establish in precinct 19 in Morgan county, Alabama, an inferior court in lieu of all justices of the peace and notaries public with the powers of a justice of the peace in the said precinct, to be known as the inferior court of New Decatur, to define the jurisdiction and powers of said court and the judge thereof.

And sends the same to the Senate with notice and proof attached and herewith exhibited as follows:

NOTICE.

Notice is hereby given that at the next session of the Legislature of Alabama substantially the following bill will be introduced for passage, to wit, a bill to be entitled

AN ACT

To establish in Precinct No. 19, in Morgan county, Alabama, an inferior court, in lieu of all justices of the peace and notaries public with powers of the justice of the peace in the said precinct, to be known as the Inferior Court of New Decatur, to define the jurisdiction and powers of said court and the judge thereof.

Provides for the election of a judge of the court, his term of office, the salary of said judge, how and when paid, his qualifications, and if a vacancy how supplied.

Provides for costs and fees to be paid into the county treasury. When the office of justice of the peace and notary public with power of ex officio justice of the peace expires, provides for the offices and expenses of the court and the duties of the solicitor; provides for a transfer by the Court of Commissioners of the funds of said court into the general fund of the county.

State of Alabama, }
Morgan County. }

Before me, H. E. Hildreth, a Notary Public, personally appeared C. J. Hildreth, who, being duly sworn, deposes and says on oath that he is the editor and proprietor of the New Decatur Advertiser, a newspaper published in New Decatur, in said county; and further, that the annexed advertisement of notice of act for New Decatur was given publication in said newspaper for the period of four consecutive weeks, beginning December 21, 1914, and ending January 25, 1915.

Sworn and subscribed to before me, this 22nd day of January, 1915.

H. E. Hildreth,
Notary Public.

Also,

H. 1015. To establish in precinct one in Morgan county, Alabama, an inferior court in lieu of all justices of the peace and notaries public with the powers of a justice of a peace in said precinct, to be known as the inferior court of Decatur, to define the jurisdiction and powers of said court and the judge thereof.

And sends the same to the Senate with notice and proof attached and herewith exhibited as follows:

NOTICE.

Notice is hereby given that at the next session of the Legislature of Alabama, substantially the following bill will be introduced for passage, to wit: A bill to be entitled

AN ACT

To establish in Precinct Number One in Morgan County an inferior court in lieu of all justices of the peace and notaries public, with powers of the justice of the peace in said precinct, to be known as the Inferior Court of Decatur, to define the jurisdiction and powers of said court and the judge thereof.

Provides for the election of a judge of the court, his term of office, the salary of said judge, how and when paid, his qualifications, and if a vacancy how supplied. Provides for costs and fees to be paid into the county treasury. When the office of justice of the peace and notary public with power of ex officio justice of the peace expires, provides for the officers and expenses of the court and the duties of the solicitor; provides for a transfer by the Court of Commissioners of the funds of said court into the general fund of the county.

State of Alabama, }
Morgan County. }

Before me, H. E. Hildreth, a Notary Public, personally appeared C. J. Hildreth, who, being duly sworn, deposes and says, on oath, that he is the editor and proprietor of the New Decatur Advertiser, a newspaper published in New Decatur, in said county; and further, that the annexed advertisement of notice of act for Decatur was given publication in said newspaper for a period of four consecutive weeks, beginning December 21, 1914, and ending January 24, 1915.

Sworn to and subscribed before me, this 22nd day of January, 1915.

H. E. Hildreth,
Notary Public.

Also,

H. 1091. To establish a board of revenue in and for Bibb county, Alabama; to provide for the appointment and election and compensation of the members thereof, and to prescribe the duties of said board.

And sends the same to the Senate with notice and proof attached and herewith exhibited as follows:

NOTICE.

At the adjourned session of the Legislature to convene July 13, 1915, a bill will be introduced for the purpose of establishing a board of revenue for Bibb county, to consist of three members, one of whom shall be president thereof, in lieu of the commissioners court of said county; conferring upon the said board of revenue all the jurisdiction and powers and prescribing for it all the duties of the commissioners court of said county and otherwise defining its jurisdiction, powers and duties, naming the first members of said board and prescribing their terms of office, and providing for the election of succeeding members of said board, providing for the appointment of a clerk of said board and defining his duties, powers and compensation; providing for the compensation of the members of said board; prescribing the terms of office of members of said board when elected, and abolishing the court of county commissioners.

The State of Alabama, }
 Bibb County. } ss.

Before me, B. H. Gatlin, a notary public in and for said county and State, personally appeared C. E. Allen, who is known to me, and who, being duly sworn, deposes and says: That he is the editor and publisher of The Blocton Enterprise, a newspaper of general circulation published in West Blocton, Bibb county, Alabama, and that the notice hereto attached was published in the said newspaper for four consecutive weeks, beginning on the 27th day of May, 1915, and ending on the 24th of June, 1915.

C. E. Allen.

Sworn to and subscribed before me, this the 9th day of July, 1915.

B. H. Gatlin,
 Notary Public, Bibb County, Alabama.

Also,

H. 1092. To make the clerk of the circuit court of Bibb county, Alabama, ex-officio clerk of the county

court of said county, and to provide for a bond as such clerk.

And sends the same to the Senate with notice and proof attached and herewith exhibited as follows:

LEGAL NOTICE.

Notice is hereby given of the intention to apply to the Legislature of Alabama at its July session to have passed a law making the circuit clerk of Bibb county, Alabama, ex-officio clerk of the county court of said county.

State of Alabama, }
Bibb County. }

Personally appeared before me, L. H. Nunnelee, register in chancery in and for said county and State, Sam C. Baker, foreman of the Centerville Press, a newspaper published in Bibb county, who being first sworn deposes and states that the attached notice appeared in said Centerville Press for four consecutive issues, beginning the 17th day of June, 1915.

(Signed.) S. C. Baker,
Foreman Centerville Press.

Sworn to and subscribed before me, this the 12th day of July, 1915.

(Signed.) L. H. Nunnelee,
Register in Chancery, Bibb County.

Also,

H. 1353. To abolish the office of treasurer of Clay county, Alabama, and providing for some bank in said county to act as treasurer of said county.

And sends the same to the Senate with notice and proof attached and herewith exhibited as follows:

NOTICE.

Notice is hereby given that at the present session of the Legislature of Alabama, which meets in July, 1915, a bill will be introduced substantially as follows:

An act to abolish the office of treasurer of Clay county, Alabama, and providing for some bank in said county to act as treasurer of said county.

Section one. Be it enacted by the Legislature of Alabama, that the office of treasurer of Clay county, Alabama, be and the same is hereby abolished.

Section two. Be it further enacted, that the commissioners court of Clay county, Alabama, shall make arrangements with some bank in Clay county to act as treasurer of said county, without salary, which said bank shall be designated by said commissioners court as the treasurer of said county, and, shall make bond in the sum now required by law, which said bond shall be approved by the judge of probate of Clay county.

Section three. Be it further enacted, that it shall be the duty of said bank to perform all of the duties now required by law of treasurer in said county, and to keep the books, and to keep the money deposited in said bank, and that no salary shall be paid it for its services.

Section four. Be it further enacted, that it shall be the duty of said bank to pay out any and all moneys upon warrants issued by the judge of probate of said county, as now provided by law, provided said bank shall not be held legally liable for the payment of any warrant issued by the judge of probate of said county, which is ascertained to be an illegal charge against the treasury of said county.

Section five. Be it further enacted, that the provisions of this act shall not take effect until the expiration of the term of the present incumbent.

PROOF OF PUBLICATION.

The State of Alabama, }
Clay County. }

Before me, F. J. Ingram, probate judge in and for said county, personally appeared B. W. Sims, who, being duly sworn, deposes and says that he is editor and manager of The Ashland Progress, a newspaper published weekly in the county of Clay, and State of Alabama. Affiant further deposes and says that the notice of intention to introduce local bill in Legislature, a copy

of which is hereto attached, was published for four consecutive weeks in said newspaper, commencing with the issue of June 25th, 1915, and ending with the issue of July 16th, 1915.

B. W. Sims.

Sworn to and subscribed before me, this
(Seal.) 2nd day of August, 1915.

F. J. Ingram,
Judge of Probate.

Also,

H. 1074. To create the office of tax assessor-collector in Bibb county, Alabama; to prescribe his duties and fix his salary; and to abolish the offices of tax assessor and tax collector in Bibb county.

And sends the same to the Senate with notice and proof attached and herewith exhibited as follows:

NOTICE.

At the adjourned session of the Legislature of Alabama, to convene on July 13, 1915, a bill will be introduced to combine the offices of tax assessor and tax collector in Bibb county by creating the office of tax assessor-collector in and for Bibb county and abolishing the offices of tax assessor and tax collector in Bibb county, and conferring upon the said tax assessor-collector of Bibb county all the powers and duties of the tax assessor and tax collector of the county and providing for his pay; providing for the placing of the commissions and fees for assessing and collecting the taxes of the county to the credit of the county with the State treasurer; to fix the term of office of the said assessor-collector, and to provide for vacancies in said office.

The State of Alabama, }
Bibb County. } ss.

Before me, B. H. Gatlin, a notary public in and for said county and State, personally appeared C. E. Allen, who is known to me, and who, being duly sworn, deposes and says: That he is the editor and publisher

of The Blocton Enterprise, a newspaper of general circulation published in West Blocton, Bibb county, Alabama, and that the notice hereto attached was published in the said newspaper for four consecutive weeks, beginning on the 27th day of May, 1915, and ending on the 24th day of June, 1915.

C. E. Allen.

Sworn to and subscribed before me, this the 9th day of July, 1915.

B. H. Gatlin,
Notary Public, Bibb County, Alabama.

Also,

H. 1351. To relieve the treasurer of Montgomery county of any loss or liability by reason of the payment heretofore made of interest on county warrants, issued by the board of revenue of Montgomery county.

And sends the same herewith to the Senate with notice and proof attached and herewith exhibited as follows:

State of Alabama, }
Montgomery County. }

Before me, H. C. Fallows, a Notary Public in and for the State and county aforesaid, personally appeared J. W. Webb, who, being first duly sworn by me, deposes and says that he is the advertising manager of The Montgomery Journal, a daily newspaper published in the city and county of Montgomery, State of Alabama; that the attached notice of intention to apply to the present session of the Legislature of Alabama for the passage of a local law for Montgomery county in substance as set forth in said notice, was published in said The Montgomery Journal once a week for four consecutive weeks, as follows, to wit: January 26th, February 2nd, February 9th, February 16th, 1915.

Notice is hereby given that a bill will be introduced in the present session of the Legislature of Alabama, the effect of which will be to relieve the treasurer of Montgomery county of any loss or liability by reason of a payment of interest on county warrants heretofore

issued by the board of revenue of said Montgomery county, Alabama.

J. W. Webb.

Sworn to and subscribed before me, this
(Seal.) 3rd day of August, 1915.

H. C. Fallows,

Also,

H. 1144. To authorize and direct the commissioners court of Morgan county, Alabama, to audit and allow all officers' and witnesses' claims and fees for costs taxed against defendants who have been sentenced in criminal cases to perform hard labor on the county roads of Morgan county, Alabama, where such costs and fees are actually worked out on said roads by such defendants, and to certify the same to the county treasurer of Morgan county, Alabama.

And sends same to the Senate with notice and proof attached and herewith exhibited as follows:

NOTICE.

Notice is hereby given that at the next session of the Legislature of Alabama, which is to convene on July 13, 1915, a bill will be introduced in said Legislature to be enacted into a law, substantially as follows:

A Bill to be Entitled AN ACT

To authorize and direct the commissioners court of Morgan county, Alabama, to audit and allow all officers' and witnesses' claims and fees for costs taxed against defendants who have been sentenced in criminal causes to perform hard labor on the county roads of Morgan county, Alabama, where such costs and fees are actually worked out on said roads by such defendants, and to certify the same to the county treasurer of Morgan county, Alabama.

Section 1. Be it enacted by the Legislature of Alabama, that the court of county commissioners of Morgan county, Alabama, shall quarterly each year audit

and allow all officers' and witnesses' claims and fees for costs taxed against said defendants convicted of criminal offenses, and sentenced to perform hard labor for the county of Morgan on the county roads of said county, where said costs and fees are actually worked out on said roads by such defendants, and certify the same to the county treasurer.

Sec. 2. Be it further enacted, that immediately upon the passage of this act and its approval by the Governor, said commissioners' court shall meet, audit and allow the claims and fees taxed against defendants charged with criminal offenses who have already worked out said claims on the county roads of Morgan county, Alabama, and shall allow the same and certify the same to the county treasurer, and direct the immediate payment thereon out of the general funds of said county.

Sec. 3. Be it further enacted, that the county treasurer of Morgan county, Alabama, shall, as soon as he has been directed by the commissioners court of said county so to do, pay out of the general funds in the treasury of Morgan county, Alabama, claims of the officers and witnesses taxed against defendants as hereinabove specified.

Sec. 4. Be it further enacted, that all laws and parts of laws in conflict with the provisions of this act be and the same are hereby repealed, and that this act shall go into effect immediately upon its approval by the Governor.

PROOF OF PUBLICATION.

State of Alabama, }
Morgan County. }

Before me, H. E. Hildreth, a notary public, personally appeared C. J. Hildreth, who, being duly sworn, deposes and says, on oath, that he is the publisher of the New Decatur Advertiser, a newspaper published in New Decatur, in said county; and further, that the above annexed advertisement of notice of commissioners audit bill was given publication in said newspaper for the period of four consecutive weeks, beginning

June 10, 1915, and appearing in issues of June 10, June 17, June 24, and July 1, 1915.

C. J. Hildreth.

Sworn and subscribed to before me, this 10th day of July, 1915.

H. E. Hildreth,
Notary Public.

Also,

H. 1303. To regulate the county court of Colbert county; to further prescribe its jurisdiction and powers; to make the clerk of the circuit court of said county ex-officio clerk of the county court; to provide for solicitor and clerk fees in said court, and to repeal conflicting laws.

And sends the same to the Senate with notice and proof attached and herewith exhibited as follows:

NOTICE.

Notice is hereby given that the following bill will be introduced in the Legislature of Alabama when it reconvenes in July, 1915, to be entitled:

AN ACT

To regulate the county court of Colbert county; to further prescribe its jurisdiction and powers; to make the clerk of the circuit court of said county ex-officio clerk of the county court; to provide for solicitor and clerk fees in said court, and to repeal conflicting laws.

Section 1. Be it enacted by the Legislature of Alabama, That all laws of a general nature now in force, or which may hereafter be enacted, giving jurisdiction of misdemeanors to the circuit court of this state, shall be held to extend to and apply to the said county court of Colbert county, although the said county court of Colbert county may not be mentioned therein, unless the contrary be expressly provided, and unless they are contrary to this act.

Sec. 2. That in all misdemeanor cases appealed from the county court of Colbert county, and in all misde-

meanor cases in which the defendant demands a jury in the county court of Colbert county and the case is sent up to the circuit court, the deputy solicitor for Colbert county shall prosecute or assist in the prosecution of all such cases in the circuit court, and in all such cases one-half of all fees provided and taxed by law as solicitor fees in the circuit court against defendants on conviction or pleas of guilty shall be paid to the said deputy solicitor of Colbert county by the clerk of the circuit court of said county; provided that the total amount collected and retained by the said deputy solicitor may amount to but not exceed the sum of one thousand dollars per annum.

Sec. 3. That in addition to the duties now required of deputy solicitors under the general laws of the State, the deputy solicitor of Colbert county shall represent the State in all habeas corpus proceedings held at the county seat, and shall assist the circuit solicitor in the county of Colbert whenever called upon to do so. Said deputy solicitor shall not defend any criminal case in any court in said county during his term as solicitor.

Sec. 4. That the clerk of the circuit court of Colbert county be and he is hereby made ex-officio clerk of the county court of said county, and shall receive the same fees in all cases while acting as such clerk of the county court as are received by the clerks of the circuit courts of this State.

Sec. 5. That this act shall go into effect immediately after its approval by the Governor. m18-4t.

State of Alabama, }
Colbert County. }

Personally appeared before me, T. F. Simpson, a notary public in and for said county and State, Frank M. Vancil, who, being first duly sworn, deposes and says that he is editor and publisher of the *Alabamian-Dispatch*, a newspaper printed and published in Colbert county, Alabama, that he was such editor and publisher during the months of March and April, 1915, and as such he has authority to make this affidavit; that the above and foregoing bill was published in the said *Alabamian-Dispatch* once a week for four consec-

utive weeks on, to wit, March 18, 1915, March 25, 1915, April 1, 1915, and April 8, 1915.

Frank M. Vancil.

Subscribed and sworn to before me, this 12th day of July, 1915.

T. F. Simpson,

Notary Public in and for Colbert County, Ala.

Also,

H. 936. To provide for the payment to F. E. Orum as the sole distributee of the estate of Charles Orum, deceased, out of the county treasury of Montgomery county the amount of seventy-five dollars; said amount having been heretofore paid into said treasury by Charles Orum, now deceased, as a forfeiture on the bond of William Green.

And sends the same herewith to the Senate with notice and proof attached and herewith exhibited as follows:

NOTICE.

Notice is hereby given that a bill will be introduced at the next session of the Legislature, which meets July 13th, 1915, the substance of which will be, To provide for the payment to the estate of Charles Orum, out of the County Treasury of Montgomery County the sum of Seventy Five Dollars. Said amount having been heretofore paid into said treasury by Charles Orum, deceased, as a forfeiture on the bond of William Green.

The State of Alabama, }
Montgomery County. }

Before me, H. C. Fallows, a Notary Public in and for said county in said State, personally appeared Brame Hood, who being by me first duly sworn on oath deposes and says that he is the Classified Ad Manager of "The Montgomery Journal," a newspaper published in the City of Montgomery, Alabama, that the notice above written has been published in "The Montgomery Journal" for four consecutive weeks, the fourth week of such publication expiring on the 13th day of May, 1915

Brame Hood.

Sworn to and subscribed before me on this the 18th day of June, 1915.

H. C. Fallows,
Notary Public, Montgomery County.

Also,

H. 1391. To make an appropriation of thirty-two hundred and fifty dollars for the better equipment of the Elmore county high school, and to reimburse the local building committee of such school for moneys advanced in construction already made.

And sends the same to the Senate with notice and proof attached and herewith exhibited as follows:

NOTICE.

Is hereby given that a bill is about to be introduced in the present Legislature to provide for an appropriation of \$3,250.00 to better equip the Elmore county high school building at Eclectic, Ala., and to re-imburse the building committee of said school building with the amount of their indebtedness which was incurred by their advancing money to build a new school house after the old one was destroyed by fire on February 24th, 1913. The said amount of \$3,250.00 is to cover the loss sustained by said school and committee owing to the fact that the insurance policies written for this amount were not paid up and were not able to be collected because of the company's bankruptcy about the same time that the fire occurred. Policies were issued by the American Union Fire Insurance Company, Philadelphia, through the Monongohela Insurance Company, Pittsburgh, Pa., underwriters doing business in the State of Alabama through the agency of Dillard-Clark, Birmingham, Ala., whose representative for the local district was J. M. Johnson, Eclectic, Ala. Policies were as follows: 1st: Number, 316602; amount, \$2,500.00; date, August 8, 1912; time, 3 years. 2nd: Number, 316-614; amount, \$750.00; date, January 24, 1913; time, 3 years—both being payable to the "High School Commission."

Respectfully submitted,

Wm. J. Mims,
Principal Elmore County High School, Eclectic, Ala.

State of Alabama, }
Elmore County. }

Before me, M. D. Still, Judge of Probate in and for said county, in said State, personally appeared Miss Frances Golson, who, being by me duly and legally sworn, deposes and says, that she is the general manager of the Weekly Herald, a newspaper published in Elmore county, that as such manager she did publish the annexed notice of proposed bill for four consecutive times in said newspaper, the dates of publication being as follows: July 15th, 22nd, 29th, and August 5th, 1915.

(Signed.) Frances Golson,
Manager.

Sworn to and subscribed before me, this 7th day of August, 1915.

M. D. Still,
Judge of Probate.

Also,

H. 1108. To provide for the holding of two terms each year of the circuit court of DeKalb county at Collinsville, to provide for the jurisdiction thereof and to regulate proceedings therein.

And sends the same to the Senate with notice and proof attached and herewith exhibited as follows:

To Whom it May Concern:

This is to certify that we have printed the attached article entitled "An act to provide for the holding of two terms of the circuit court of DeKalb county, at Collinsville, etc.," in four consecutive issues of the Collinsville Courier, the last time on July 15th, 1915.

(Signed.) H. H. Smith,
Publisher The Collinsville Courier.

The above statement sworn to and subscribed before me, this the 16th day of July, 1915.

(Signed.) J. P. Cox,
Notary Public, DeKalb County, Alabama.

AN ACT

To provide for the holding of two terms each year of the circuit court of DeKalb county at Collinsville, to provide for the jurisdiction thereof and to regulate the proceedings therein.

Section 1. Be it enacted by the Legislature of Alabama, that there shall be held in Collinsville, DeKalb county, Alabama, two terms each year of the circuit court of DeKalb county, which said terms shall commence on thein.....and the.....in.....in each year, and each term may continue two weeks.

Sec. 2. Said court shall have original jurisdiction to try and determine all civil and criminal causes of action arising within the territory embraced in precincts 1, 4, 5, 6, 17, 18, 22, 23, 24, and 27, in said DeKalb county.

Sec. 3. Said court shall be presided over by the judge of the 9th judicial circuit of Alabama or the judge of any other circuit to which DeKalb county may hereafter be attached; and as criminal causes pending in said courts shall be prosecuted by the solicitors of said circuit.

Sec. 4. All appeals or certiorari proceedings from the justice court the mayor's courts and the county courts of DeKalb county where the cause of action arose in said territory, shall be taken, heard and disposed of in said circuit court at Collinsville.

Sec. 5. The clerk of the circuit court of DeKalb county shall be ex-officio the clerk of said court and shall be required to procure and keep all necessary documents, records and books for the use of said court and the dockets, records, books pertaining to said court shall be kept by him in his office in the court house hereafter provided for at Collinsville. He shall also keep in said office at Collinsville a deputy, to transact the business of the clerk, and said deputy, in the name of the clerk, may issue all process in the manner and form now required by law, and the clerk himself when so required shall likewise issue all papers and process for said court at Collinsville, but all such process, pa-

pers and documents so issued shall be returnable to the circuit court at Collinsville.

Sec. 6. The sheriff of DeKalb county shall keep a deputy for said court whose office shall be in said court house at Collinsville, and the sheriff shall also keep all needful records for said court as are now required by law to be kept for the circuit court of DeKalb county. He shall also execute and serve all process, writs and papers that may be returnable to said court at Collinsville and make returns thereof to said court at Collinsville, and shall attend each and every term of said court. All legal sales by the sheriff arising in the jurisdiction of said court shall be made by him in front of the court house at Collinsville.

Sec. 7. Twenty-four jurors shall be drawn and summoned for each week of each term of said court in the way and manner prescribed by law for drawing and summoning jurors in DeKalb county for the circuit court, which said jurors shall be drawn from the qualified jurors residing in DeKalb county, and when so drawn and summoned they shall attend upon said court at Collinsville and serve as jurors in said court under the pains and penalties prescribed by law for the service of jurors upon the circuit court of DeKalb county, and they shall receive the same compensation both as to per diem and mileage as the regular jurors serving in the circuit court of said county.

Sec. 8. No grand juries shall be drawn to serve in said circuit court at Collinsville, but the regular grand juries of said county shall retain all the powers, exercise all the jurisdiction and be charged with all the duties as heretofore; and the clerk of the circuit court or his deputy at Collinsville shall set down for trial in the circuit court at Collinsville all criminal causes arising by indictment in the circuit court of said county or by appeal from the justice's court or mayor's courts and the county court where the cause of action arose within the territory embraced within the jurisdiction of said circuit court of Collinsville as herein provided; and said causes shall be tried under the rules and regulations for the trial of criminal causes in the circuit court of DeKalb county.

Sec. 9. All causes now pending in the circuit court of DeKalb county where the cause of action arose within the jurisdiction of said circuit court at Collinsville as herein provided, shall be set down for trial at the first term of circuit court at Collinsville.

Sec. 10. The said circuit court at Collinsville shall be governed by the rules of pleading and practice provided by law for the circuit court of DeKalb county, and shall be in all respects a branch of said regular circuit court.

Sec. 11. Within thirty days after passage of this act the town of Collinsville shall provide a suitable place for holding said court temporarily for a period of not less than two years and without expense to DeKalb county; and when said provision is so made the mayor of Collinsville shall file with the clerk of the circuit court of said county a certificate duly sworn to certifying that such suitable place has been provided, designating the location and description of said place. Upon the filing of such certificate the necessary dockets, books and records for the use of said court shall be purchased at the expense of the county; the juries drawn and summoned and the first term of said court as herein provided, shall be held commencing on theMonday in.....19..... On or before theMonday in.....1918, a permanent building shall be erected in the town of Collinsville, without expense to DeKalb county wherein said court shall be permanently held, which building shall contain necessary court, office, jury and witness rooms for the use of said court. The town of Collinsville shall tender to the sheriff of DeKalb county and his deputies the use of its municipal prison for the incarceration of prisoners during the terms of said court and at such other time as may be found convenient by the sheriff and his deputies, but without expense to the county; the tender to be made by certificate of the mayor duly sworn to and filed with the sheriff of DeKalb county; but in no event shall the sheriff incarcerate any prisoner therein until the same has been made secure and sanitary.

And sends same herewith to the Senate.

W. F. Herbert,
Clerk.

HOUSE MESSAGES.

The House bills in the foregoing House messages were severally read once and referred to appropriate standing committees, as follows:

H. 866. To the Committee on Agriculture.

H. 1368. To the Committee on Corporations.

H. 668. To the Committee on Privileges and Elections.

H. 1391, 936, 383, 759, 1387, 1402. To the Committee on Finance and Taxation.

H. 1108, 1303, 1092, 1091, 1015, 1014, 112, 126, 1160, 195, 686, 43. To the Committee on Judiciary.

H. 1144. To the Committee on Public Roads and Highways.

H. 1351, 1074, 1353. To the Committee on Local Legislation.

H. 1022, 662. To the Committee on Public Health.

H. 887. To the Committee on Revision of Laws.

H. 1125. To the Committee on Banking and Insurance.

H. 895. To the Committee on Education.

H. 745. To the Committee on Municipalities and Municipal Organizations.

MESSAGE FROM THE HOUSE.

Mr. President:

The Speaker of the House having signed the following House bills, your signature thereto is requested:

H. 289. To provide for the acquirement, location, building, construction and operation by cities in Alabama which now have, or which may hereafter have a population of as many as fifty thousand and less than one hundred thousand according to the last Federal census or any other Federal census which may hereafter be taken, of terminal railroads, and as appurtenant thereto, of equipment for such terminal railroads and facilities for accumulating, storing and handling goods, wares and merchandise transported or to be transported over the same and to further provide insofar as appurtenant to said terminal railroads and facilities, for establishing and collecting charges for service,

for the connection with or crossing of other railroads, for the laying of tracks in streets or roads, for the exercise of eminent domain, for the issuance of bonds, for the construction and maintenance of structures over lands of the State and for the holding of elections to decide whether or not bonds shall be issued.

H. 855. To abolish the office of county treasurer in Bibb county, Alabama, and to require that the funds of the county be deposited in such incorporated banks in Bibb county, or in the State of Alabama, as the courts of county commissioners or courts of like jurisdiction or the board of revenue of Bibb county may elect, and to provide for the custody and paying out of such funds.

H. 959. To relieve Stephen C. Allgood, and his bondsmen, as a former treasurer of Blount county, Alabama, and James R. Wooten, and his bondsmen, as a former treasurer of said Blount county, Alabama, from payment of the amounts charged against each of them, while serving as said county treasurer, said amounts having been charged against them by one of the State examiners of public accounts, to-wit: Hon. Frank V. Evans, for moneys paid out by each of them, as said county treasurer in good faith on warrants issued by the commissioners court of said county on the county treasurer, and to ratify, confirm and make legal the settlement made by the court of county commissioners of Blount county, Alabama, with said Stephen C. Allgood as county treasurer, and James R. Wooten, as said county treasurer on to-wit, Feb. 16, 1912.

H. 971. To provide for the more efficient working of the public roads of Crenshaw county, Alabama; to provide for the raising of revenue for the public roads and bridges of Crenshaw county, Alabama, including a vehicle license tax, and a dog tax, and a commutation fee of five dollars per capita in lieu of road work; to prescribe the duties of the county commissioners, judge of probate, tax assessor, tax collector, and sheriff of Crenshaw county, Alabama, and to fix their compensation; to provide payment to attorney for drafting this act; to provide for the assessment and collection of said taxes or licenses; to punish persons violating the provisions of this act; to provide for the disposition of the fine and forfeiture collected under this act; to provide

the mode and prescribe the manner that prosecutions under this act shall be conducted, and to provide such other duties and details as may be necessary for the proper working of the public roads and the building of the public bridges of Crenshaw county, Alabama.

H. 1095. To establish an inferior court in precincts 15 and 20 in Calhoun county, Alabama, in lieu of all justices of the peace and notaries public with power of justices of the peace, in said precincts, and to define the jurisdiction and powers of said court, and the judge thereof, to provide for the execution of the process of said court and the operation thereof, to regulate the rendition of judgments by default, to provide for the election, term of office, qualifications and compensation of the officers of said court, and the mode of their selection, and to abolish the office of justice of the peace and notary public with power of justice of the peace in said precincts.

W. F. Herbert,
Clerk.

SIGNING OF BILLS.

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the secretary of the Senate, signed the following bills:

H. 289. To provide for the acquirement, location, building, construction and operation by cities in Alabama which now have, or which may hereafter have a population of as many as fifty thousand and less than one hundred thousand according to the last Federal census or any other Federal census which may hereafter be taken, of terminal railroads, and as appurtenant thereto, of equipment for such terminal railroads and facilities for accumulating, storing and handling goods, wares and merchandise transported or to be transported over the same and to further provide insofar as appurtenant to said terminal railroads and facilities, for establishing and collecting charges for service, for the connection with or crossing of other railroads,

for the laying of tracks in streets or roads, for the exercise of eminent domain, for the issuance of bonds, for the construction and maintenance of structures over lands of the State and for the holding of elections to decide whether or not bonds shall be issued.

H. 855. To abolish the office of county treasurer in Bibb county, Alabama, and to require that the funds of the county be deposited in such incorporated banks in Bibb county, or in the State of Alabama, as the courts of county commissioners or courts of like jurisdiction or the board of revenue of Bibb county may elect, and to provide for the custody and paying out of such funds.

H. 959. To relieve Stephen C. Allgood, and his bondsmen, as a former treasurer of Blount county, Alabama, and James R. Wooten and his bondsmen, as a former treasurer of said Blount county, Alabama, from payment of the amounts charged against each of them, while serving as said county treasurer, said amounts having been charged against them by one of the State examiners of public accounts, to-wit: Hon. Frank V. Evans, for moneys paid out by each of them, as said county treasurer in good faith on warrants issued by the commissioners court of said county on the county treasury, and to ratify, confirm and make legal the settlement made by the court of county commissioners of Blount county, Alabama, with said Stephen C. Allgood as county treasurer, and James R. Wooten, as said county treasurer, on to-wit, February 16, 1912.

H. 971. To provide for the more efficient working of the public roads of Crenshaw county, Alabama; to provide for the raising of revenue for the public roads and bridges of Crenshaw county, Alabama, including a vehicle license tax, and a dog tax, and a commutation fee of five dollars per capita in lieu of road work; to prescribe the duties of the county commissioners, judge of probate, tax assessor, tax collector and sheriff of Crenshaw county, Alabama, and to fix their compensation; to provide payment to attorney for drafting this act; to provide for the assessment and collection of said taxes or licenses; to punish persons violating the provisions of this act; to provide for the disposition of the fine and forfeiture collected under this act; to provide the mode

and prescribe the manner that prosecutions under this act shall be conducted, and to provide such other duties and details as may be necessary for the proper working of the public roads and the building of the public bridges of Crenshaw county, Alabama.

H. 1095. To establish an inferior court in precincts 15 and 20 in Calhoun county, Alabama, in lieu of all justices of the peace and notaries public with power of justices of the peace in said precincts, and to define the jurisdiction and powers of said court and the judge thereof, to provide for the execution of the process of said court and the operation thereof, to regulate the rendition of judgments by default, to provide for the election, term of office, qualifications and compensation of the officers of said court, and the mode of their selection, and to abolish the office of justice of the peace and notary public with power of justice of the peace in said precincts.

REPORT FROM COMMITTEE ON ENROLLED BILLS.

Mr. President:

Your Standing Committee on Enrolled Bills beg leave to report that said committee, in session, have examined and compared the following enrolled bills with the originals and find same correctly enrolled, to wit:

S. 700. To amend section 5838 of the Code of Alabama of 1907.

S. 562. To further provide for the organization, government and regulation of cities which now have or which may hereafter have a population of as much as one hundred thousand people according to the last Federal census, or any such census which may hereafter be taken, and to further provide for and define the rights, powers, duties, procedure, jurisdiction and authority of such cities and of the officers, courts, and bodies thereof, and of the State and county officers, courts, bodies, boards and funds in relation to such cities and the officers and affairs thereof, and to prescribe penalties for the violation of this act.

S. 609. To provide for the relief of V. B. Overton, a Confederate pensioner of Bibb county, Alabama, and

to provide for the payment to said V. B. Overton of seventy (\$70.00) dollars, which was omitted to be paid to him as a Confederate pensioner for the year 1914.

S. 608. To ratify and confirm the payment of certain county warrants paid by Joe S. Bird, treasurer of Shelby county, Alabama, and to discharge the said Joe S. Bird, treasurer of Shelby county, Alabama, and his sureties on his official bond, from all liability on account of the payment of such warrants.

S. 718. To provide for the payment out of the general funds of Franklin county, according to registration, the clerk's, sheriff's and witnesses fees included in warrant No. 2978, issued by S. J. Petree, judge of probate, November term 1913, of the court of revenue.

S. 726. To relieve J. Wiley Littlejohn, John S. Catts, Samuel W. Collins, and William M. Adams, and each of them from liability to the county of Chilton, State of Alabama, for or on account of any money or moneys heretofore paid out by them or any of them under purported authority from the court of county commissioners of said county in the enforcement of the act of November 23rd, 1907, prohibiting the sale, etc., of intoxicating liquors (Acts Special Session 1907, p. 71-76) and to ratify and confirm said expenditures.

S. 696. To abolish the charter of the town of Morris situated in Jefferson county, Alabama, and to dissolve said town of Morris, a municipal corporation, located in Jefferson county, Alabama.

S. 684. To create a board of revenue for Houston county; name the members thereof; confer on such board of revenue all the powers now exercised by the board of county commissioners, or court of county commissioners of Houston county; to fix the term of office for said board of revenue; to provide for the election of their successors in office; to fix the duties of the probate judge with reference to such board of revenue; and to abolish the court of county commissioners of Houston county.

S. 723. To provide for the relief of C. B. Thomas, and to authorize the payment to him out of the fine and forfeiture fund of Marengo county of the sum of two hun-

dred dollars paid by him upon a forfeiture of a bond of Alex Buckhannon.

S. 587. To regulate the payment of costs in the case of convicts heretofore and hereafter sentenced to hard labor in Madison county, Alabama, whenever and so long as said convicts or any of them are worked on the public roads of said county, and to require the court of county commissioners of said county to pay the costs of such convicts who were sentenced to hard labor for the county and who actually worked on the county roads thereof from and after January 1st, 1915, to the time of the approval of this act.

C. H. Miller,
Chairman.

SIGNING OF BILLS.

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the Secretary of the Senate, signed the following bills:

S. 700. To amend section 5838 of the Code of Alabama of 1907.

S. 562. To further provide for the organization, government and regulation of cities which now have or which may hereafter have a population of as much as one hundred thousand people according to the last Federal census, or any such census which may hereafter be taken, and to provide further for and define the rights, powers, duties, procedure, jurisdiction and authority of such cities and of the officers, courts and bodies thereof, and of the State and county officers, courts, bodies, boards and funds in relation to such cities and the officers and affairs thereof, and to prescribe penalties for the violation of this act.

S. 609. To provide for the relief of V. B. Overton, a Confederate pensioner of Bibb county, Alabama, and to provide for the payment to said V. B. Overton of seventy (\$70.00) dollars, which was omitted to be paid to him as a Confederate pensioner for the year 1914.

S. 608. To ratify and confirm the payment of certain county warrants paid by Joe S. Bird, treasurer of

Shelby county, Alabama, and to discharge the said Joe S. Bird, treasurer of Shelby county, Alabama, and his sureties on his official bond, from all liability on account of the payment of such warrants.

S. 718. To provide for the payment out of the general funds of Franklin county, according to registration, the clerk's, sheriff's and witnesses fees included in warrant No. 2978, issued by S. J. Petree, judge of probate, November term 1913, of the court of revenue.

S. 726. To relieve J. Wiley Littlejohn, John S. Catts, Samuel W. Collins, and William M. Adams, and each of them from liability to the county of Chilton, State of Alabama, for or on account of any money or moneys heretofore paid out by them or any of them under purported authority from the court of county commissioners of said county in the enforcement of the act of November 23rd, 1907, prohibiting the sale, etc., of intoxicating liquors (Acts Special Session 1907, p. 71-76) and to ratify and confirm said expenditures.

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S. 723. To provide for the relief of C. B. Thomas, and to authorize the payment to him out of the fine and forfeiture fund of Marengo county of the sum of two hundred dollars paid by him upon a forfeiture of a bond of Alex Buckhannon.

S. 587. To regulate the payment of costs in the case of convicts heretofore and hereafter sentenced to hard labor in Madison county, Alabama, whenever and so long as said convicts or any of them are worked on the

public roads of said county, and to require the court of county commissioners of said county to pay the costs of such convicts who were sentenced to hard labor for the county and who actually worked on the county roads thereof from and after January 1st, 1915, to the time of the approval of this act.

RECONSIDERATION OF VOTE AND BILL PLACED ON CALENDAR.

On motion of Mr. Wallace the Senate reconsidered the vote by which the Senate on yesterday indefinitely postponed:

S. 649. To create the office of auditor of municipal accounts.

And on motion of Mr. Kline, the Senate re-considered the vote by which said bill was engrossed and read a third time and upon his motion, the same was placed on the regular calendar for a third reading on to-morrow.

BILLS RE-REFERRED.

Mr. Pride, chairman of the Standing Committee on Penitentiary, Prison and Prison Punishment, returned to the Senate:

S. 804. To make an appropriation for feeding prisoners prior to January 18, 1915, and to provide for the payment for feeding prisoners for the fiscal year ending September 30, 1915.

And reported that said committee, in session, had acted upon said bill and ordered same returned therefrom with a recommendation that it be re-referred to the Standing Committee on Finance and Taxation, and in pursuance thereof, the President of the Senate re-referred said bill to the Standing Committee on Finance and Taxation.

Mr. Milner, chairman of the Standing Committee on Revision of Laws, returned to the Senate:

S. 698. To repeal an act entitled an act to regulate the business of dealers in farm produce, to fix license for the carrying out of said business, and to provide for the revocation of this license, and for the penalty

for any violation of this act; to prevent fraud in the selling and handling of farm produce and to provide punishment for such fraud; to provide for the collection and disbursement of the moneys collected to establish, increase and encourage markets for the sale of farm produce.

And reported that said committee, in session, had acted on said bill and ordered same returned therefrom with a recommendation that it be re-referred to the Standing Committee on Agriculture, and in pursuance thereof, the President of the Senate re-referred said bill to the Standing Committee on Agriculture.

Mr. Lee, chairman of the Standing Committee on Education, returned to the Senate:

S. 633. To require military instruction in the high schools of the State.

And reported that said committee, in session, had acted upon said bill and ordered the same returned therefrom with a request that the same be re-referred to the Standing Committee on Finance and Taxation, and in pursuance thereof, the President of the Senate re-referred said bill to the Standing Committee on Finance and Taxation.

Mr. Thach, chairman of the Standing Committee on Military, returned to the Senate:

H. 544. To regulate and provide for the volunteer military forces of the State of Alabama.

And reported that said committee, in session, had acted upon said bill and ordered same returned therefrom with a favorable report, with a request that said bill be re-referred to the Standing Committee on Finance and Taxation, and in pursuance thereof, the President of the Senate re-referred said bill to the Standing Committee on Finance and Taxation.

MOTION TO PRINT.

Mr. Kline moved that 500 copies of his warehouse bill be printed for the use of the Senate.

Mr. Lusk moved that his motion be laid on the table, which prevailed.

RESOLUTIONS.

Mr. Pride offered the following joint resolution, to wit:

S. J. R. 132. Resolved by the Senate, the House concurring, that the House be requested to return to the Senate House Bill 1202 for further consideration.

Which was, under a suspension of the rules, adopted.

Mr. Denson offered the following joint resolution, to wit:

S. J. R. 133. Resolved by the Senate, the House concurring, that House Bill No. 970, passed by the Senate with amendment, and sent to the House for concurrence, be and the same is hereby recalled to the Senate for further amendments.

Which was, under a suspension of the rules, adopted.

Mr. Hartwell offered the following resolution:

S. R. 134. Resolved that House Bill 850 be set for a previous, special, paramount and continuing order for the next legislative day at 10 o'clock A. M.

Which was adopted, and said bill, H. 850, was made a previous, special, paramount and continuing order for the next legislative day at 10 o'clock A. M.

Mr. Lewis offered the following resolution:

S. J. R. 135. Resolved by the Senate, the House concurring, that the Governor be requested to return to the Senate, House Bill 306 for further consideration.

Which was, under a suspension of the rules, adopted.

REPORT FROM COMMITTEE ON ENGROSSED BILLS.

Mr. President:

Your Standing Committee on Engrossed bills beg leave to report that said committee, in session, have examined and compared the following engrossed bills with the originals and find same correctly engrossed, to wit:

S. 297. To amend an act entitled An act to amend section 3322 of the Code of Alabama, approved August 25, 1909, Pham. Acts 1909, p. 157.

S. 300. To appropriate the sum of one thousand dollars annually for the expense of holding the annual

reunion of the Alabama Division of the United Confederate Veterans and to authorize the Governor to appoint a commissioner to receive and disburse the said fund.

S. 388. To provide that members of the court of county commissioners of Tallapoosa county shall be entitled to mileage and per diem only while attending the sessions of the court of county commissioners of said county.

S. 412. To amend sections 1681 and 1684 of the Code of Alabama of 1907, and provide for printing of supplies for the Department of Education of Alabama.

S. 516. To amend sections 3264 and 3265, and repeal section 6647 of the Code.

S. 529. To amend section 2879 of the Code of Alabama.

S. 530. To provide for and regulate the making of monthly reports by clerks and registers of circuit courts, chancery courts, and courts of like jurisdiction, to the judges and chancellors of such courts, and Chief Justice of the Supreme Court; and to provide penalties for failure to comply with the terms of this act.

S. 531. To amend section 7796 of the Code of Alabama.

S. 532. To require all fines assessed against defendants in criminal cases and all forfeitures of undertakings of bail in criminal cases, to be paid in money, and to constitute the same a fund for the payment of claims of State witnesses and officers, which are proper charges against the fine and forfeiture fund of the several counties.

S. 553. To amend section 6256 of the Code.

S. 555. To amend an act, approved April 21st, 1911, entitled "An act to regulate the proceedings in the Supreme Court or Court of Appeals in cases which, in the opinion of the court, should be reversed because the judgment of the lower court is excessive, and there is in the opinion of the Supreme Court or Court of Appeals, no other ground of reversal.

S. 556. To define the right of action of an assignee of a judgment or decree of a court of record.

S. 557. To declare the effect of judgments and proceedings of courts held under invalid statutes.

S. 589. To authorize the court of county commissioners or other governing body of the county to provide telephones and typewriters for county offices.

S. 630. To repeal section 5826 of the Code of Alabama of 1907. To amend section 5827 of the Code of Alabama of 1907.

S. 652. To amend section 16 of an act entitled an act; to provide and create a commission form of government and to permit the adoption of same in all cities in the State of Alabama which now have, or which may hereafter have, a population of more than one thousand and not more than twenty-five thousand people according to the last Federal census, or any Federal or municipal census which may hereafter be taken; to regulate the selection and election of commissioners and their terms of office and retention in and recall from office; to fix their powers, duties and compensation; to punish improper conduct in connection with elections and petitions hereunder; to abolish police commissioners, mayors, councilmen and certain other city officials and otherwise to provide for the creation and maintenance of commission form of government.

S. 653. To provide a mode whereby cities of class "D" which shall have heretofore adopted or may hereafter adopt a commission form of government as authorized by law, may after an election upon such question, abandon such commission form of government and return to the aldermanic form of government as the same existed therein at the time of the adoption of such commission form of government.

S. 658. To repeal an act entitled an act "to amend section 1 of an act to incorporate the town of Clanton in the county of Chilton, State of Alabama, and to repeal all former charters of said town, approved February 12, 1887."

S. 692. To aid and encourage technical and industrial education and training in the State of Alabama by providing buildings, equipment and maintenance for the Alabama School of Trades and Industry.

S. 712. To define and prohibit the unlawful use of money appropriated to public schools, or other institutions by the State, and fix the punishment for the same.

S. 721. To require the election of members of courts of county commissioners, or boards of revenue of counties in this State, having or may hereafter have an area of one thousand five hundred and seventy-five square miles or more, by the voters only of the districts which such commissioners represent, and to make such officers ineligible to election as their own successors.

S. 744. To relieve all person, other than county convicts, of any obligation to work on the public roads or to pay any penalties in default thereof, in counties in the State of Alabama whose aggregate tax values according to the complete assessments of the preceding year amount to as much as one hundred million dollars.

S. 766. To provide for a better system of public roads for the county of DeKalb in this State.

S. 767. To abolish the highway commission of Houston county, Alabama, and to repeal the act of creating same.

S. 768. To appropriate out of the general funds of the State not otherwise appropriated, the sum of two thousand one hundred thirty-eight and 85/100 (\$2,138.85) dollars for the relief of the children of B. A. Forrester and J. S. Forrester, late partners under the firm name of B. A. Forrester & Brother, namely: Mrs. Theodosia Folkes, R. B. Forrester, S. S. Forrester, V. T. Forrester, O. A. Forrester, H. G. Forrester, Mrs. Cenie Pilcher, W. R. Forrester, F. C. Forrester, Sibbie Forrester, F. F. Forrester, Mrs. Otie Hodges, K. L. Forrester, Mrs. Elvie Copeland, and Mrs. Ethel Cherry.

W. J. Price,
Chairman

BILLS ON THIRD READING.

S. 764. To amend sections 1222 and 1226 of the Code of 1907, relating to recorders, and recorders' courts, and to fines and sentences imposed by them.

Was taken up.

The following amendment offered by the Committee on Judiciary, to wit:

Amend by adding after "mayor," where the word appears in the bill, the words "or city commissioner or

other officer or official body having the authority of mayor."

Was adopted.

Yeas 25; nays, 1.

Yeas:

Messrs.:	Easterly	Holmes	Milner
Bell	Ellis	Judge	Price
Bonner	Faulk	Key	Pride
Brown	Green	Kline	Thach
Bulger	Hall	Lusk	Wallace
Cooper	Higgins	Miller	Weathers
Denson	Hollis		

—25.

Nay: Mr. Lewis.—1.

Mr. Pride offered the following amendment to said bill, to wit:

Amend section 2 of Senate Bill No. 764 by adding at the end thereof so as to make a part of section 1226 as amended the following: "And he shall report his action to the council or other governing body at the next regular session with his reasons therefor in writing."

Was adopted.

Yeas, 24; nays, 1.

Yeas:

Messrs.:	Easterly	Holmes	Milner
Bell	Ellis	Judge	Price
Bonner	Faulk	Key	Pride
Brown	Green	Kline	Thach
Bulger	Hall	Lusk	Wallace
Cooper	Higgins	Miller	Weathers
Denson			

—24.

Nay: Mr. Lewis.—1.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 23; nays, 1.

Yeas:

Messrs.:	Bonner	Bulger	Denson
Bell	Brown	Cooper	Easterly

Ellis	Hartwell	Kline	Pride
Faulk	Holmes	Lusk	Thach
Green	Judge	Miller	Wallace
Hall	Key	Price	Weathers

—23.

Nay: Mr. Lewis.—1.

The bill:

S. 763. To provide for the better building, maintenance and protection of the public roads and bridges of Limestone county; to provide funds, regulations and penalties to carry the provisions and purposes of this act into effect; to provide for the appointment of a county engineer and for the examination of applicants for such position.

Was taken up.

The following amendment offered by the Committee on Local Legislation, to wit:

Amend section 2 of the bill by adding after the words "State Highway Commission," where they occur in said section, the following words, "or engineer."

Was adopted.

Yeas, 24; nays, 0.

Yeas:

Messrs.:	Green	Judge	Pride
Brown	Hartwell	Key	Thach
Burns	Higgins	Kline	Wallace
Cooper	Hill	Lewis	Weathers
Denson	Hollis	Lusk	Winkler
Easterly	Holmes	Miller	
Ellis	Jones		

—24.

Nays, 0.

The following amendment offered by the Committee on Local Legislation, to wit:

Amend by striking from the bill the following sections: "30, 31, and 32."

Was also adopted.

Yeas, 24; nays, 0.

Yeas :

Messrs. :	Ellis	Judge	Milner
Brown	Green	Key	Price
Bulger	Higgins	Kline	Thach
Burns	Hill	Lewis	Wallace
Cooper	Holmes	Lusk	Weathers
Denson	Jones	Miller	Winkler
Easterly			—24.

Nays, 0.

The following amendment offered by the Committee on Local Legislation, to wit:

Amend section 34½ by striking out the words "one hundred dollars," at the end of said section, and inserting in lieu thereof the following, "fifty dollars."

Was also adopted.

Yeas, 27; nays, 0.

Yeas :

Messrs. :	Ellis	Jones	Milner
Brown	Hall	Judge	Price
Bulger	Hartwell	Key	Pride
Burns	Higgins	Kline	Thach
Cooper	Hill	Lewis	Wallace
Denson	Hollis	Lusk	Weathers
Easterly	Holmes	Miller	Winkler
			— 27.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 22; nays, 0.

Yeas :

Messrs. :	Ellis	Judge	Milner
Brown	Hartwell	Key	Price
Bulger	Higgins	Kline	Thach
Burns	Hollis	Lewis	Wallace
Cooper	Holmes	Lusk	Weathers
Denson	Jones	Miller	—22.

Nays, 0.

The bill:

H. 1061. To tax all dogs in the county of Morgan and to provide for the collection and disposal of said fund, and to declare all dogs outlaws running at large unaccompanied by their owners.

Was read a third time at length and passed.

Yeas, 25; nays, 2.

Yeas:

Messrs.:	Easterly	Holmes	Price
Bonner	Ellis	Jones	Pride
Brown	Faulk	Key	Thach
Bulger	Green	Kline	Wallace
Burns	Hartwell	Lewis	Weathers
Cooper	Higgins	Milner	Winkler
Denson	Hollis		

—25.

Nays: Messrs. Lusk, Miller.—2.

The bill:

S. 578. To provide for the vacation and dissolution of a municipal corporation whether organized under the general laws or under a special statute, and to provide for the disposition of the property and assets of such corporation when dissolved.

Was read a third time at length and passed.

Yeas, 23; nays, 0.

Yeas:

Messrs.:	Denson	Hollis	Miller
Bonner	Ellis	Holmes	Price
Brown	Faulk	Key	Pride
Bulger	Green	Kline	Thach
Burns	Higgins	Lewis	Wallace
Cooper	Hill	Lusk	Weathers

—23.

The bill:

S. 337. To further regulate sales and conveyances of growing or standing timber interests or rights in growing or standing timber, and to define the rights and interest of parties therein and thereon.

Was read a third time at length and passed.

Yeas, 24; nays, 0.

Yeas:

Messrs.:	Hall	Jones.	Miller
Bell	Hartwell	Key	Price
Bulger	Higgins	Kline	Pride
Burns	Hill	Lee	Thach
Ellis	Hollis	Lewis	Wallace
Faulk	Holmes	Lusk	Weathers
Green			

—24.

Nays, 0.

The bill:

S. 382. To amend section 5330 of the Code of Alabama of 1907. Providing that no advantage can be taken by pleading or proving an immaterial or irrelevant plea.

Was taken up.

The following amendment offered by the Committee on Judiciary, to wit:

Amend by striking out after line 5 in the original bill and inserting in place thereof the following:

“That when an affirmative charge is requested by the defendant he shall specify the plea or issue as to which asked, and if the plea or issue is an immaterial matter the giving of such charge shall be cause for a new trial or reversal of judgment rendered on verdict, and the refusal of such charge as to such immaterial plea shall not work a reversal of the cause.”

Was adopted.

Yeas 21; nays, 0.

Yeas:

Messrs.:	Faulk	Judge	Miller
Brown	Green	Key	Price
Bulger	Hartwell	Kline	Wallace
Burns	Higgins	Lee	Weathers
Easterly	Holmes	Lusk	Winkler
Ellis	Jones		

—21.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 25; nays, 0.

Yeas:

Messrs.:	Cooper	Hill	Lee
Arrington	Easterly	Hollis	Lusk
Bell	Ellis	Holmes	Miller
Bonner	Faulk	Judge	Wallace
Brown	Green	Key	Weathers
Bulger	Hall	Kline	Winkler
Burns	Higgins		—25.

Nays, 0.

The bill:

T. 422. To amend section 4695 of the Code of Alabama, 1907.

Was read a third time at length and passed.

Yeas, 26; nays, 0.

Yeas:

Messrs.:	Denson	Hollis	Lewis
Arrington	Easterly	Holmes	Lusk
Bell	Ellis	Jones	Miller
Bonner	Faulk	Judge	Thach
Bulger	Green	Key	Weathers
Burns	Hartwell	Kline	Winkler
Cooper	Higgins	Lee	—26.

Nays, 0.

The bill:

H. 1049. To divide the county of Chambers into four commissioner districts, and to provide for the election of a commissioner for each district.

Was read a third time at length and passed.

Yeas, 22; nays, 0.

Yeas:

Messrs.:	Cooper	Higgins	Lewis
Arrington	Denson	Holmes	Lusk
Bell	Easterly	Jones	Wallace
Brown	Faulk	Judge	Weathers
Bulger	Green	Key	Winkler
Burns	Hartwell	Kline	—22.

Nays, 0.

The bill:

H. 35. To amend section 6957 of the Code of Alabama.

Was taken up.

The following amendment offered by the Committee on Agriculture, to wit:

Amend the bill by striking out all provisions in said bill except the following:

A bill to be entitled an act to amend section 6957 of the Code of Alabama.

Be it enacted by the Legislature of Alabama, that section 6957 of the Code of Alabama be amended so as to read as follows:

6957. English and European house sparrows, Cooper's hawks, chicken hawks, and all members of the hawk family, owls, buzzards, and crows, are not protected by the game laws of this State and may be killed by anybody at any time or place.

Was adopted.

Yeas, 20; nays, 0.

Yeas:

Messrs.:	Faulk	Judge	Miller
Arrington	Hartwell	Key	Milner
Brown	Hill	Kline	Wallace
Bulger	Holmes	Lee	Weathers
Cooper	Jones	Lusk	Winkler
Denson			—20.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 20; nays, 1.

Yeas:

Messrs.:	Easterly	Jones	Lusk
Arrington	Faulk	Judge	Miller
Brown	Hall	Key	Wallace
Bulger	Hartwell	Kline	Weathers
Cooper	Holmes	Lee	Winkler
Denson			—20.

Nay: Mr. Lewis.—1.

The bill:

S. 392. To repeal an act entitled "An act to amend section 470 of the Code of 1907," approved April 5, 1911.

Was read a third time at length and passed.

Yeas, 20; nays, 0.

Yeas:

Messrs.:	Green	Key	Pride
Arrington	Hall	Kline	Thach
Bell	Higgins	Lusk	Wallace
Burns	Holmes	Miller	Weathers
Denson	Judge	Milner	Winkler
Faulk			—20.

Nays, 0.

The bill:

S. 733. To authorize and require the board of revenue and road commissioners of Mobile county to order an election to determine whether or not Mobile county should issue bonds for the construction of public school houses and buildings appurtenant thereto, within the county of Mobile, but without the corporate limits of the city of Mobile; to provide for the holding of such election and declaring the result thereof; and to provide for the issue of such bonds and for the disposition and administration of the fund procured by the sale of such bonds.

Was read a third time at length and passed.

Yeas, 25; nays, 0.

Yeas:

Messrs.:	Ellis	Holmes	Milner
Arrington	Faulk	Judge	Price
Bell	Hall	Key	Thach
Brown	Hartwell	Kline	Wallace
Bulger	Higgins	Lewis	Weathers
Burns	Hill	Lusk	Winkler
Easterly	Hollis		—25.

Nays, 0.

The bill:

S. 393. To amend sections 470 and 471 of the Code of Alabama of 1907.

Was taken up.

The following amendment offered by the Committee on Privileges and Elections, to wit:

To amend Senate Bill 393 by adding thereto the following, viz.:

Sec. 2½. The statement of contests and security for costs as provided for in this act must be filed within twenty days after the result of the election has been declared.

Was adopted.

Yeas, 26; nays, 0.

Yeas:

Messrs.:	Easterly	Judge	Milner
Arrington	Faulk	Key	Pride
Bell	Green	Kline	Thach
Brown	Hall	Lee	Wallace
Bulger	Hartwell	Lewis	Weathers
Burns	Higgins	Lusk	Winkler
Denson	Holmes	Miller	

—26.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 23; nays, 0.

Yeas:

Messrs.:	Faulk	Judge	Milner
Bell	Hall	Key	Pride
Brown	Hartwell	Kline	Thach
Burns	Higgins	Lewis	Wallace
Denson	Hill	Lusk	Weathers
Easterly	Jones	Miller	Winkler

—23.

Nays, 0.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has amended as therein shown, and as amended has passed, the following Senate bill:

S. 409. To prohibit the holding of meetings in executive or secret session by the railroad commission of Alabama, the high school commission of Alabama, the State board of purchase, board of compromise of Alabama, State board of convict inspectors, State tax commission, board of trustees of the Alabama Insane Hospital, board of trustees of any schools or colleges in Alabama, any court of county commissioners or board of revenue, any city commisison or municipal council, or any other body, board or commission in the State charged with the duty of disbursing any funds belonging to the State, county or municipality, except where some question involving the character or good name of a woman or man is involved; and to provide penalties for a violation of this act.

And returns same herewith to the Senate.

W. F. Herbert,
Clerk.

HOUSE MESSAGE.

On motion of Mr. Bonner, the Senate concurred in the following amendment by the House to Senate Bill No. 409, the title of which is set out in the foregoing message from the House, to wit:

Amend by striking out of title and bill the words "board of trustees of the Alabama insane hospitals."

Amend bill by striking out "board of trustees of any schools or colleges in Alabama," wherever they appear therein.

Yeas, 23; nays, 0.

Yeas:

Messrs.:	Denson	Holmes	Miller
Bell	Easterly	Key	Milner
Bonner	Elrod	Kline	McCain
Brown	Faulk	Lee	Pride
Burns	Green	Lewis	Thach
Cooper	Hall	Lusk	Weathers

—23.

Nays, 0.

REPORT FROM COMMITTEE ON ENGROSSED BILLS.

Mr. President:

Your Standing Committee on Engrossed Bills beg leave to report that said committee, in session, have examined and compared the following engrossed bill with the original and find same correctly engrossed, to wit:

S. 764. To amend sections 1222 and 1226 of the Code of 1907, relating to recorders, and recorders' courts, and to fines and sentences imposed by them.

W. J. Price,
Chairman.

RECESS.

At 1:05 o'clock P. M., on motion of Mr. Milner, the Senate took a recess until 3 o'clock.

AFTERNOON SESSION—THIRTY-THIRD DAY.

Thursday, August 19th, 1915.

The Senate re-assembled at 3 o'clock P. M.

ROLL CALL.

Upon a call of the roll 21 members answered to their names, a quorum of the Senate.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and adopted the following joint resolution:

H. J. R. 193. Resolved by the House, that the Senate be requested to return to the House, House Bill No. 851 for the purpose of making a correction in the engrossment of said bill.

And sends same herewith to the Senate.

W. F. Herbert,
Clerk.

HOUSE MESSAGE.

Upon motion of Mr. Lusk, the Senate concurred in H. J. R. 193, set out in the foregoing message from the House, and said bill was withdrawn from the Standing Committee on Finance and Taxation and the secretary was directed to return same to the House for correction and proper engrossment.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bill:

H. 987. To submit to the qualified voters of the State of Alabama at the general election to be held on the first Tuesday after the first Monday in November, nineteen hundred and sixteen, for their consideration, an amendment to the Constitution of the State authorizing cities, towns and villages, and other municipalities other than the cities of Birmingham and Montgomery, to levy and collect annually a tax for the general purposes not exceeding one-half of one per centum of the value of the property therein as assessed for State taxation during the preceding year in addition to the taxation permitted by section 215 of the Constitution of 1901, when authorized so to do by the qualified voters thereof.

And sends same herewith to the Senate without engrossment.

W. F. Herbert,
Clerk.

HOUSE MESSAGES.

The House bill in the foregoing House message was read one time at length as required by the Constitution and referred to appropriate standing committee, as follows:

H. 987. To the Committee on Constitution and Constitutional Revision and amendments.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bill:

H. 985. For the relief of Allen & Bell, Frank S. White & Sons and Borden Burr, to ratify certain separate contracts made by the Governor of Alabama with said parties for services as special counsel in representing the State of Alabama, to ratify certain expenditures made in said cases for the benefit of the State of Alabama, and to authorize the payments of such amounts as remain due on such contracts.

And sends same herewith to the Senate without engrossment, and with notice and proof hereto attached and therewith exhibited as follows:

NOTICE.

Notice is hereby made that application will be made to the Legislature of Alabama, when it meets in January, 1915, to pass a law ratifying and confirming certain separate contracts made by the Governor of Alabama with Allen & Bell, Frank S. White & Sons, and Borden Burr, by which contracts said attorneys were employed as special counsel to represent the State of Alabama in the prosecution of certain murder cases commonly known as the Lewisburg or Beat 22 cases, in Jefferson county, Alabama, and to make necessary expenditures in said cases, the defendants in said cases being Arthur Jones, Walter Jones, Will Watson, Teck Duncan, and Henry Cole; said services agreed to be performed by said attorneys having been performed in full, and said expenditures having been made; and also to ratify the payments which have heretofore been made on said contracts for such services and expenditures, and to authorize the payment of such amounts as may be due thereon and have not been paid.

State of Alabama, }
Montgomery County. }

Before me, a Notary Public in and for said State and county, personally appeared J. B. Stern, manager of the Montgomery Daily Times, who, being sworn, deposes and says:

That the advertisement attached did appear for four consecutive weeks in the Montgomery Daily Times, viz: on December 28th, 1914, and January 4th, 11th, and 18th, 1915.

J. B. Stern,
Manager Montgomery Daily Times.

Subscribed to and sworn to before me, this fifteenth
day of July, 1915.

Louis W. Haigler,
Notary Public.

LEGAL NOTICE.

Notice is hereby made that application will be made to the Legislature of Alabama, when it meets in January, 1915, to pass a law ratifying and confirming certain separate contracts made by the Governor of Alabama with Allen & Bell, Frank S. White & Sons and Borden Burr, by which contracts said attorneys were employed as special counsel to represent the State of Alabama in the prosecution of certain murder cases commonly known as the Lewisburg or Beat 22 cases in Jefferson county, Alabama, and to make necessary expenditures in said cases, the defendants in said cases being Arthur Jones, Walter Jones, Will Watson, Teck Duncan and Henry Cole, said services agreed to be performed by said attorneys having been performed in full, and said expenditures having been made; and also to ratify the payments which have heretofore been made on said contract for such services and expenditures, and to authorize the payment of such amounts as may be due thereon and have not been paid.

State of Alabama, }
Jefferson County. }

Before me, S. J. Sullivan, a notary public in and for said State and county, personally appeared L. P. Hill, and after being duly sworn by me says: My name is L. P. Hill, editor of the Ensley Enterprise, a newspaper published in said State and county, and that the notice hereunto attached was published four (4) consecutive weeks in said paper, to wit: January 2nd, 9th, 16th, 23rd, 1915.

L. P. Hill.

S. J. Sullivan,
Notary Public.

W. F. Herbert,
Clerk.

HOUSE MESSAGES.

The House bill in the foregoing House message was read once and referred to appropriate standing committee, as follows:

H. 985. To the Committee on Finance and Taxation.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has concurred in and adopted S. J. R. 132, and herewith returns to the Senate:

H. 1202. To appropriate the sum of twenty-five hundred (\$2,500.00) dollars, or so much thereof as may be necessary, for the purpose of paying the expenses of the Joint Recess Committee on Finance and Taxation.

W. F. Herbert,
Clerk.

HOUSE MESSAGE.

Mr. Hartwell moved to reconsider the vote by which the Senate passed House Bill 1202, the title to which is set out in the foregoing message from the House, which motion prevailed. He further moved that the Senate reconsider the vote by which said bill was ordered to engrossment and third reading, which prevailed.

Mr. Hartwell then offered the following amendment to said bill:

Amend said bill as follows: By striking out the words and figures "twenty-five hundred" where they appear in the title, and in section 1, and inserting in lieu thereof the words, "three thousand."

Which was adopted.

Yeas, 9; nays, 9.

Yeas:

Messrs.:	Denson	Hall	Kline
Arrington	Easterly	Hartwell	Wallace
Burns	Green		

—9.

Nays:
 Messrs.: Faulk Lewis Milner
 Bell Higgins Lusk Weathers
 Bonner Judge
 —9.

Said vote being a tie, the President of the Senate voted "Yea."

Mr. Hartwell also offered the following amendment to said bill:

Further amend the bill by adding to said bill the following paragraph: "The expenses mentioned in this act shall include railroad fare and hotel bills actually expended by the members of said committee while away from their respective homes engaged in the work of said committee."

Which was adopted.

Yeas, 9; nays, 9.

Yeas:
 Messrs.: Denson Hall Kline
 Arrington Easterly Hartwell Wallace
 Burns Green
 —9.

Nays:
 Messrs.: Faulk Lewis Milner
 Bell Higgins Lusk Weathers
 Bonner Judge
 —9.

The above vote being a tie, the President of the Senate voted "Yea."

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 13; nays, 5.

Yeas:
 Messrs.: Burns Green Miller
 Arrington Denson Hall Wallace
 Bonner Easterly Hartwell Weathers
 Brown Elrod
 —13.

Nays:
 Messrs.: Judge Lusk Milner
 Higgins Lewis
 —5.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has concurred in and adopted S. J. R. 133, and herewith returns to the Senate:

H. 970. To make an appropriation of two thousand dollars to defray the extraordinary expenses of the Legislative Investigating Committee.

W. F. Herbert,
Clerk.

HOUSE MESSAGES.

On motion of Mr. Denson, the Senate re-considered the vote by which H. 970, the title to which is set out in the foregoing message from the House, was passed by the Senate, and also the vote by which the Senate ordered said bill engrossed and read a third time.

Mr. Denson then offered the following amendment to said bill:

Amend said bill as follows: By striking out the word "two" in the caption and first line of the first section of said bill and insert in lieu thereof the word "three."

Which was adopted.

Yeas, 16; nays, 2.

Yeas:

Messrs.:	Easterly	Hartwell	Miller
Arrington	Ellis	Key	Price
Brown	Green	Kline	Wallace
Burns	Hall	Lusk	Weathers
Denson			—16.

Nays: Messrs. Lewis and Milner.—2.

Mr. Denson also offered the following amendment to said bill:

Amend the bill by adding at the end thereof the following section:

"Section 4. The necessary expenses mentioned in this act shall include railroad fare and hotel bills actually expended by the members of said committee while away from home engaged in the work of said committee."

Which was adopted.

Yeas, 15; nays, 4.

Yeas:

Messrs.:	Easterly	Hartwell	Miller	
Brown	Ellis	Key	Price	
Burns	Green	Kline	Wallace	
Denson	Hall	Lusk	Weathers	—15.

Nays:

Messrs.:	Higgins	Lewis	Milner	
Bonner				—4.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 15; nays, 4.

Yeas:

Messrs.:	Ellis	Key	Miller	
Burns	Green	Kline	Price	
Denson	Hall	Lee	Wallace	
Easterly	Hartwell	Lusk	Weathers	—15.

Nays:

Messrs.:	Lewis	Milner	Thach	
Higgins				—4.

BILLS ON THIRD READING.

The bill:

S. 785. To remit, annul, and cancel an alleged indebtedness claimed by the county of Shelby against A. P. Longshore, in a suit pending in the circuit court of said county.

Was read a third time at length and passed.

Yeas 18; nays, 0.

Yeas:

Messrs.:	Hall	Key	Thach	
Burns	Hill	Kline	Wallace	
Denson	Hollis	Lusk	Weathers	
Ellis	Holmes	Miller	Winkler	
Faulk	Judge	Price		—18.

Nays, 0.

The bill:

H. 1377. To fix and regulate the fees of witnesses in criminal cases in the county court, and circuit court of Marion county, Alabama, and before the grand jury of said county, and to provide for the payment thereof.

Was read a third time at length and passed.

Yeas 18; nays, 0.

Yeas:

Messrs.:	Ellis	Holmes	Thach
Bonner	Elrod	Judge	Wallace
Bulger	Faulk	Key	Weathers
Burns	Hall	Kline	Winkler
Easterly	Hill	Lusk	—18.

Nays, 0.

The bill:

H. 495. To establish an inferior court in precincts 2 and 33 in Jefferson county, Alabama, said precincts lying within or partly within the city of Bessemer, in lieu of all justices of the peace in said precincts, and to define the jurisdiction and power of the said court, and of the judge, clerk and other officers thereof, and to provide for a place for holding the same.

Was read a third time at length and passed.

Yeas, 23; nays, 0.

Yeas:

Messrs.:	Elrod	Judge	Milner
Brown	Faulk	Key	Pride
Burns	Hall	Kline	Thach
Denson	Higgins	Lee	Wallace
Easterly	Hollis	Lewis	Weathers
Ellis	Holmes	Lusk	Winkler
			—23.

Nays, 0.

The bill:

S. 791. To amend subdivision 7 of section 5987 of the Code of Alabama.

Was read a third time at length and passed.

Yeas, 23; nays, 0.

Yeas:

Messrs.:	Ellis	Holmes	Miller
Bonner	Elrod	Judge	Pride
Brown	Faulk	Key	Thach
Burns	Hall	Kline	Wallace
Denson	Higgins	Lewis	Weathers
Easterly	Hollis	Lusk	Winkler

—23.

Nays, 0.

The bill:

S. 604. To regulate the office of sheriff in counties of 200,000 population or over according to the last Federal census or any subsequent Federal census, to exempt the sheriffs of such counties from court costs, to authorize and empower the boards of revenue of such counties to fix a number and compensation of the sheriff's deputies, guards and jailers, to exempt sheriffs from liability for the acts of the deputies except in certain cases, to require deputy sheriffs to execute official bonds conditioned, payable and approved as the bonds of sheriffs, and to provide for the payment of the premium, on the sheriffs and deputies' bonds out of the county treasury; and to provide that all fees, charges and commissions taxable and collected as sheriff's fees, charges and commissions be paid into the county treasury, including fees for feeding prisoners to be paid into the general fund and to create a fund designated as sheriff's fund and to provide for the payment of the sheriff and his deputies, guards and jailers from such fund; authorizing the board of revenue to appropriate necessary money for the legal expense of the sheriff's office not otherwise provided for, authorizing the sheriff to employ an attorney to advise and represent him, whose compensation is to be fixed by the board of revenue and paid out of the sheriff's fund, and providing when and how this act shall become effective.

Was taken up.

The following amendment offered by the Committee on Judiciary, to wit:

Amend Senate Bill 604 by striking out the figures "200,000" where said figures appear in the caption and

wherever the same appear in the body of the bill, and inserting in lieu thereof the figures "81,000."

Was adopted.

Yeas, 21; nays, 0.

Yeas:

Messrs.:	Ellis	Judge	Pride
Brown	Elrod	Key	Thach
Bulger	Hall	Kline	Wallace
Burns	Higgins	Lee	Weathers
Denson	Hollis	Lusk	Winkler
Easterly	Holmes	Milner	—21.

Nays, 0.

Mr. Judge then offered the following amendment to said bill, to wit:

Amend S. 604 by adding the following:

Sec. 61½. Provided, that the board of revenue may pay the monthly salaries of the deputies, jailers and guards in anticipation of fees actually earned for services rendered out of the general fund of the county when there is not sufficient money in the sheriff's fund.

Which was adopted.

Yeas, 19; nays, 0.

Yeas:

Messrs.:	Easterly	Higgins	Kline
Brown	Ellis	Hill	Milner
Bulger	Elrod	Hollis	Thach
Burns	Faulk	Holmes	Wallace
Cooper	Hall	Judge	Weathers
			—19.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 21; nays, 0.

Yeas:

Messrs.:	Brown	Burns	Ellis
Bell	Bulger	Easterly	Elrod

Faulk	Holmes	Lusk	Wallace
Hall	Judge	Miller	Weathers
Higgins	Key	Thach	Winkler
Hollis	Kline		—21.

Nays, 0.

The bill:

H. 1376. To repeal an act entitled "An act to authorize and require the commissioners court of Marion county to set apart and appropriate money from the general fund of said county, with which to pay and discharge certificates of State witnesses issued by the foreman of the grand jury and by the clerk of the circuit court of said county, fees, which by law become a good claim against the fine and forfeiture fund of said county, after the approval of this act, and to regulate the manner of said payments, and fixing the amounts of said witness fees and also to fix the fees of witnesses in the circuit court of said county," approved March 2, 1901.

Was read a third time at length and passed.

Yeas, 21; nays, 0.

Yeas:

Messrs.:	Higgins	Kline	Pride
Burns	Hill	Lee	Thach
Denson	Hollis	Lewis	Wallace
Easterly	Holmes	Lusk	Weathers
Faulk	Judge	Milner	Winkler
Hall	Key		—21.

Nays, 0.

The bill:

H. 748. To authorize the court of county commissioners of Escambia county to purchase blood hounds, or dogs that have been trained to track humans, to pay for the same out of the general funds of the county, and to make monthly appropriations out of the county funds for the purpose of defraying the expenses of keeping said dogs.

Was read a third time at length and passed.

Yeas, 23; nays, 0.

Yeas:

Messrs.:	Elrod	Holmes	Miller
Bonner	Faulk	Jones	Milner
Burns	Hall	Judge	Thach
Denson	Higgins	Key	Wallace
Easterly	Hill	Kline	Weathers
Ellis	Hollis	Lusk	Winkler

—23.

Nays, 0.

The bill:

H. 677. For the relief of W. E. Jones, J. E. Fore, C. J. Jackson, W. R. Blackwell, William B. Green, and M. McFountain.

Was read a third time at length and passed.

Yeas, 24; nays, 0.

Yeas:

Messrs.:	Ellis	Jones	Miller
Bonner	Elrod	Judge	Milner
Brown	Faulk	Key	Thach
Bulger	Higgins	Lee	Wallace
Burns	Hollis	Lewis	Winkler
Denson	Holmes	Lusk	Winkler
Easterly			

—24.

Nays, 0.

The bill:

H. 645: To repeal "An Act to establish an Inferior Court of Record for Geneva County; to prescribe and define the jurisdiction thereof, and to provide for the officers thereof," approved February 27, 1903, and to provide for the disposition of the records of the Inferior Court of Geneva County.

Was taken up.

The following amendment offered by Mr. Faulk to said bill, to wit:

"To amend section 3 so as to read that the provisions of this act shall become effective on the 31st day of July, 1916."

Was adopted.

Yeas, 19; nays, 0.

Yeas:

Messrs.:	Easterly	Judge	Milner
Arrington	Faulk	Key	Price
Bell	Hall	Kline	Wallace
Brown	Higgins	Lee	Weathers
Denson	Holmes	Lusk	Winkler

—19.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 21; nays, 0.

Yeas:

Messrs.:	Denson	Holmes	Lusk
Arrington	Easterly	Jones	Price
Bell	Faulk	Key	Wallace
Bonner	Hall	Kline	Weathers
Brown	Hartwell	Lewis	Winkler
Burns	Higgins		

—21.

Nays, 0.

The bill:

S. 349. To appropriate, transfer and pay into the general fund of the State all monies not necessary for salaries of excise commissioners in the special fund provided for by act, approved April 6th, 1911, and to pay into the general fund of the State all monies collected under section 14 of the act, approved April 6th, 1911.

By Mr. Lusk:

Was read a third time at length, passed, and ordered sent forthwith to the House without engrossment.

Yeas, 20; nays, 0.

Yeas:

Messrs.:	Faulk	Hill	Lewis
Arrington	Green	Holmes	Lusk
Bonner	Hall	Judge	Wallace
Burns	Hartwell	Key	Weathers
Denson	Higgins	Kline	Winkler
Easterly			

—20.

Nays, 0.

The bill:

S. 264. To amend section 5861 of the Code of Alabama of 1907, relating to set off of judgments.

Was read a third time at length, passed, and ordered sent forthwith to the House without engrossment.

Yeas, 19; nays, 1.

Yeas:

Messrs.:	Hall	Judge	Miller
Arrington	Hartwell	Key	Price
Bell	Higgins	Kline	Wallace
Denson	Hill	Lewis	Weathers
Easterly	Holmes	Lusk	Winkler

—19.

Nay: Mr. Greene.—1.

The bill:

H. 390. To amend section 2995 of the Code.

Was read a third time at length and passed.

Yeas, 21; nays, 0.

Yeas:

Messrs.:	Easterly	Holmes	Lusk
Arrington	Faulk	Judge	Price
Bell	Green	Key	Wallace
Bonner	Hall	Kline	Weathers
Burns	Higgins	Lewis	Winkler
Denson	Hill		

—21.

Nays, 0.

The bill:

S. 747. To provide for the payment of all fines and forfeitures of Franklin county in money only; and to regulate the registration and payment of all claims which are by law payable out of said fund in said county.

Was read a third time at length and passed.

Yeas, 22; nays, 0.

Yeas:

Messrs.:	Bonner	Burns	Easterly
Arrington	Brown	Denson	Faulk

Green	Jones	Lewis	Wallace
Hall	Judge	Lusk	Weathers
Hartwell	Key	Miller	Winkler
Hollis	Kline	Price	—22.

Nays, 0.

The bill:

H. 1058. To better provide for working and maintaining and keeping in repair the public roads of Lawrence county, Alabama.

Was read a third time at length and passed.

Yeas, 20; nays, 0.

Yeas:			
Messrs.:	Faulk	Judge	Miller
Arrington	Green	Key	Price
Brown	Hartwell	Kline	Wallace
Burns	Higgins	Lewis	Weathers
Denson	Holmes	Lusk	Winkler
Easterly			—20.

Nays, 0.

The bill:

H. 424. To amend section 4906 of the Code of Alabama.

Was read a third time at length and passed.

Yeas, 23; nays, 0.

Yeas:			
Messrs.:	Faulk	Hollis	Lusk
Bell	Green	Holmes	Miller
Brown	Hall	Judge	Price
Burns	Hartwell	Key	Wallace
Denson	Higgins	Kline	Weathers
Easterly	Hill	Lewis	Winkler
			—23.

Nays, 0.

The bill:

H. 1375. To repeal an act entitled An act to amend section 1 of an act entitled "An act to authorize and re-

quire the commissioners court of Marion county to set apart and appropriate money from the general fund of said county, with which to pay and discharge certificates of State witnesses issued by the foreman of the grand jury and by the clerk of the circuit court of said county, fees, which by law become a good claim against the fine and forfeiture fund of said county, after the approval of this act, and to regulate the manner of said payments, and fixing the amounts of said witness fees, and also to fix the fees of witnesses in the circuit court of said county," approved March 2, 1901—said amended act being approved March 24, 1915.

Was read a third time at length and passed.

Yeas 22; nays, 0.

Yeas:

Messrs.:	Elrod	Holmes	Lusk
Bell	Faulk	Jones	Miller
Brown	Green	Judge	Price
Burns	Hall	Key	Wallace
Denson	Hartwell	Kline	Winkler
Easterly	Higgins	Lewis	—22.

Nays, 0.

The bill:

S. 476. To regulate the charging of fees and furnishing of information within the several departments of the State, and to provide for the covering into the State treasury of such fees.

Was taken up.

The following amendment offered by the Committee on Judiciary, to wit:

Amend by striking out section 2 and inserting the following:

Sec. 2. Whenever any person desires documents, copies of papers, writings, or certificates or any abstract of the same, peculiar to any department of this State, a charge of 10 cents a hundred words shall be paid therefor, whereupon such copies of documents papers, writings, abstracts or certificates shall be furnished and any and all sums or amounts collected shall

be covered into the State treasury immediately and any information furnished for which a charge is made and collected, the said sum so charged and collected shall be covered into the treasury immediately.

Which was adopted.

Yeas, 20; nays, 0.

Yeas:

Messrs.:	Easterly	Hill	Lusk
Arrington	Green	Holmes	Miller
Bell	Hall	Key	Wallace
Bonner	Hartwell	Kline	Weathers
Brown	Higgins	Lewis	Winkler
Denson			—20.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 19; nays, 0.

Yeas:

Messrs.:	Easterly	Holmes	Lusk
Arrington	Faulk	Jones	Price
Bell	Green	Key	Wallace
Bonner	Hartwell	Kline	Weathers
Denson	Higgins	Lewis	Winkler
			—19.

Nays, 0.

The bill:

S. 784. To annul, remit and cancel an alleged indebtedness claimed by the county of Shelby against W. E. Harrison in a suit pending in the circuit court of said county.

Was taken up.

The following amendment offered by the Committee on Local Legislation, to wit:

Substitute to Senate Bill No. 784.

A Bill to be Entitled

AN ACT

An act to ratify and confirm the payment of certain county warrants paid by W. E. Harrison, as treasurer

of Shelby county, Alabama, and to discharge said W. E. Harrison and his sureties on his official bond from all liabilities on account of the payment of such warrants.

Section 1. Be it enacted by the Legislature of Alabama, that the payment of the following county warrants issued by Shelby county, and paid by W. E. Harrison, as treasurer of said county, during his official term as such treasurer, to wit:

<i>War.</i>	<i>Date</i>	<i>To Whom Issued—For What</i>	<i>Amount</i>
No.	1910		
9	Mar. 23	J. S. Collum, Road Work.....	\$ 11.25
10	Mar. 23	Asam Birchfield, Asst. P. H.....	12.50
14	Mar. 29	Taylor Findley, Road Work.....	7.50
15	Mar. 29	Peter Carroll, Asst. P. H.....	2.50
16	Mar. 30	Sou. Bell Tel. Co.....	4.95
17	Mar. 31	Margaret Gothard, Asst. P. H....	10.00
18	April 1	A. T. Rowe, M. D., County Dr....	60.00
20	April 1	Phil Sawyer, Asst. P. H.....	2.50
21	April 2	L. G. Gould, Asst. P. H.....	9.00
22	April 2	Jno. T. Cromwell, Express.....	.55
23	April 3	T. M. Duncan, Road Work.....	1.50
24	April 4	D. M. Ray, Asst. P. H.....	7.50
25	April 4	J. B. Pitts, Janitor.....	40.00
36	Mar. 6	A. P. Longshore, Jr., H. L. A.....	12.50
68	April 8	James Hope, Asst. P. H.....	5.00
75	April 9	Eliza Simpson, Asst. P. H.....	2.50
76	April 9	Eliza Simpson, Asst. P. H.....	2.50
80	April 9	Sou. Bell Tel. Co.....	3.00
82	April 12	Mary A. Pool, Asst. P. H.....	7.50
86	April 12	Lewis Hamilton, Asst. P. H.....	10.00
89	April 12	J. T. Cromwell, Freight.....	2.51
90, 15		Acet. App. Mfg. Co.....	265.10
10	April 18	J. S. Collum, Bldg. P. H.....	30.00
102	April 18	Geo. W. Tinney, Freight.....	2.57
104	April 21	I. J. Davis, Road Work.....	11.50
105	April 25	Jno. Howell, Pine.....	1.50
106	April 26	Geo. W. Tinney, Frt. Shingles..	2.34
107	April 27	G. W. Farr, Frt. Shingles.....	.25
110	April 29	Margaret Gothard, Asst. P. H....	20.00
112	April 30	L. G. Goul, Asst. P. H. (E. Aem)	9.00

War.	Date		To Whom Issued—For What	Amount
No.	1910			
113	April	30	Peter Carroll, (E. Aem).....	2.50
114	April	30	Phil Sawyer (E. Aem).....	2.50
115	May	2	Mary Ray (E. Aem).....	7.00
116	May	3	J. B. Pitts, Janitor.....	40.00
117	May	3	Lewis Hamilton, Asst. P. H.....	2.50
119	May	4	Logan Neely, Asst. P. H.....	2.50
120	May	5	Elizabeth Simpson, Asst. P. H.	2.50
121	May	5	Sallie McClinton, Asst. P. H.....	10.00
122	May	6	B. C. Bynum Const. Co.....	500.00
123	May	6	B. C. Bynum Const. Co.....	500.00
124	May	6	B. C. Bynum Const. Co., Asst. P. H.....	500.00
125	May	6	B. C. Bynum Const. Co., Asst. P. H.....	500.00
127	May	9	J. T. Cromwell, Freight.....	1.48
128	May	9	Sou. Bell Tel. Co., Freight.....	2.50
130	May	12	J. S. Collum, Bldg. P. N.....	58.00
131	May	13	May Hope, Asst. P. H.....	2.50
133	May	15	I. J. Davis, Road Work.....	6.25
134	May	14	Dan Davis, Road Work.....	5.00
135	May	14	Henry Davis, Road Work.....	4.00
136	May	14	Harrison Davis, Road Work.....	3.00
137	May	14	Levi Foster, Road Work.....	2.50
138	May	14	Stephen Davis, Road Work.....	1.25
139	May	14	James Harrison, Road Work.....	6.25
141	May	14	H. L. D. Phillips, Road Work...	57.00
142	May	16	H. L. D. Phillips, Beat 11.....	10.00
143	May	16	H. L. D. Phillips, Beat 11.....	54.00
144	May	16	H. L. D. Phillips, Beat 11.....	16.00
147	May	18	I. J. Davis, Bldg. Bridge.....	6.75
148	May	18	G. N. Mason, Shingles.....	21.00
150	May	20	Nathan Robinson, Asst. P. M....	2.50
151	May	24	J. E. Mahan, Road Work Bt. 7	100.00
153	May	28	Peter Carroll, Asst. P. H.....	2.50
154	June	1	Phil Sawyer, Asst. P. H.....	2.50
155	June	1	Ellis Armstrong, Asst. P. H.....	9.00
156	June	1	Mary A. Ray, Asst. P. H.....	7.00
158	June	3	J. B. Pitts, Janitor.....	40.00
159	June	3	Logan Neely, Asst. P. H.....	2.50
160	June	4	P. H. Gilbert, Asst. P. H.....	7.50

<i>War.</i>	<i>Date</i>		<i>To Whom Issued—For What</i>	<i>Amount</i>
<i>No.</i>	<i>1910</i>			
161	June	6	J. E. Mahan, Road Work in Beats 3 and 7.....	200.00
162	June	7	Elizabeth Simpson, Asst. P. H.....	2.50
167	June	10	Sou. Bell Tel. Co. for city.....	2.50
168	June	11	J. W. Blackerby, Feeding Jur- ors	1.50
169	June	11	A. P. Longshore, Com'r Fee 3 Days	9.00
172	June	14	F. M. Lee, Road Work.....	55.00
174	June	14	A. P. Longshore, 1 Day Com'r Fee	3.00
175	June	16	Nathan Isbell, Asst. P. H.....	12.00
176	June	15	B. C. Bynum Const. Co.....	620.00
177	June	16	B. C. Bynum Const. Co.....	620.00
178	June	16	B. C. Bynum Const. Co.....	620.00
179	June	16	B. C. Bynum Const. Co.....	620.00
180	June	16	B. C. Bynum Const. Co.....	620.00
181	June	16	Union Carbide Sales Co.....	22.50
182	June	16	Paul Rich, Lumber for Rd.....	3.93
183	June	16	Robertson Drug Co., Medicines	21.75
184	June	1	S. W. Nelson, Insane Exp.....	28.85
185	June	18	H. L. D. Phillips, Road Work Beat 15.....	40.00
186	June	18	H. L. D. Phillips, Road Work Beat 15.....	74.00
188	June	21	A. P. Longshore, Exp. to B'ham	16.68
189	June	21	A. P. Longshore, one day's Com.	3.00
190	June	22	S. P. M. Fancher, Lbr. Ford Road	3.00
191	June	24	Martha Robinson, Asst. P. H.....	3.00
195	June	25	Peter Carroll, Asst. P. H.....	2.50
194	June	27	Geo. W. Tinney, Freight.....	2.75
195	June	28	Adam Birchfield, Asst. P. H.....	7.50
196	June	29	E. M. Morris, Obt. Names Rev- enue	9.30
198	June	29	W. P. Gilbert, License Rd. Wk.	11.25
199	July	1	Phil Sawyer, Asst. P. H.....	2.50
200	July	1	Dr. A. T. Rowe, Co. Physician...	60.00
201	July	1	Mary Ray, Asst. P. H.....	7.00
202	July	1	Ellis Armstrong, Asst. P. H.....	9.00

<i>War.</i>	<i>Date</i>		<i>To Whom Issued—For What</i>	<i>Amount</i>
<i>No.</i>	<i>1910</i>			
203	July	1	W. A. Beard, Road Work.....	1.50
204	July	2	J. B. Pitts, Janitor.....	40.00
205	July	2	Mary A. Pool, Asst. P. H.....	7.50
208	July	7	Geo. W. Tinney, Freight.....	.86
210	July	7	J. T. Cromwell, Freight.....	2.29
228	July	9	O. Cost, Com. Fees.....	14.50
233	July	11	Margaret Gothard, Asst. P. H.	10.00
235	July	11	Logan Neely, Asst. P. H.....	2.50
239	July	12	Elizabeth Simpson, Asst. P. H.	2.50
249	July	12	E. H. Morris, Taking Insane Man to Asylum.....	16.62
250	July	13	E. H. Morris, Road Service.....	45.00
254	July	12	J. E. Mahan, Road Work.....	90.00
257	July	9	Sou. Bell Tel. Co.....	3.50
263	July	15	Acme White Lead Co.....	3.25
165	July	15	William Bros., Medicine P. H....	13.55
267	July	15	Jno. R. Dyke, Ct. Costs Al- drich as Enumerating.....	.96
278	July	19	J. W. Peers.....	.75
279	July	22	J. E. Mahan, Work Done No. 3	150.00
281	July	23	H. H. Baldwin, Enumerating....	3.27
282	July	23	N. T. Taylor, Enumerating.....	2.46
283	July	23	Irvin Wingard, Enumerating....	1.86
284	July	24	Peter Carroll, Asst. O. S. Poor House	2.50
285	July	23	E. M. Strother, Enumerating....	1.26
290	July	27	G. L. Armstrong, Enumerating	.93
293	July	27	J. M. Leonard, Jr., Holding In- quest	34.90
294	July	27	Rufus Lester, Goods for County	16.94
295	July	27	J. D. Bibb, Ct. Stenog.....	120.00
297	July	28	West Disinfectant Co.....	108.50
298	July	29	G. W. Tinney, Freight.....	.25
299	July	29	Phil Sawyer, Asst. P. H.....	2.50
308	Aug.	1	Dr. A. T. Rowe, County Dr.....	20.00
309	Aug.	1	D. M. Murphy, Enumerating....	1.02
310	Aug.	1	Mary Ray, Asst. P. H.....	7.00
306	Aug.	2	Eli Phillips, Enumerating.....	1.62
317	Aug.	3	Logan Neely, Asst. P. H.....	2.50
318	Aug.	5	J. B. Pitts, Janitor.....	40.00

<i>War.</i>	<i>Date</i>			
<i>No.</i>	<i>1910</i>	<i>To Whom Issued—For What</i>	<i>Amount</i>	
333	Aug. 8	Geo. Kroell, Lbr. For Roads.....	93.74	
336	Aug. 10	Geo. W. Tinney, Freight.....	2.88	
338	Aug. 11	J. T. Cromwell, Freight.....	.50	
340	Aug. 12	Milas McClellan, Asst. P. H.....	2.50	
342	Aug. 12	Elizabeth Simpson, Asst. P. H.....	2.50	
344	Aug. 10	Sou. Bell Tel. Co.....	3.40	
347	Aug. 19	R. H. Jarrett, Enumerating.....	5.19	
350	Aug. 15	J. E. Mahan, Work D. 3.....	23.20	
352	Aug. 16	James Holsomback, Asst. P. H.....	5.00	
356	Aug. 20	L. P. Looney, Wk. on Road.....	45.00	
357	Aug. 20	Martha Roberson, Asst. P. H....	5.00	
359	Aug. 29	J. T. Cromwell, Freight.....	.30	
360	Aug. 26	Margaret Gothard, Asst. P. H.....	20.00	
361	Aug. 27	Peter Carroll, Asst. P. H.....	2.50	
362	Aug. 27	Geo. W. Tinney, Freight.....	30.38	
364	Aug. 29	J. E. Mahan, Wk. on Road.....	103.50	
368	Aug. 30	J. A. Verchot, Hauling Coal.....	17.46	
369	Sept. 1	Dr. A. T. Rowe, Co. Physician...	20.00	
370	Sept. 1	Dr. A. T. Rowe, Co. Physician...	20.00	
370	Sept. 1	J. B. Pitts, Janitor.....	40.00	
373	Sept. 1	Geo. W. Tinney, Frt. on Coal...	28.60	
374	Sept. 1	Cahaba Coal Co., Car Coal.....	73.75	
375	Sept. 1	Nathan Isbell, Asst. P. H.....	12.00	
372	Sept. 3	H. W. Nelson, Lumber.....	6.72	
379	Sept. 5	J. O. Moore, Enumerating.....	2.01	
381	Sept. 6	Sou. Bell Tel. Co.....	3.15	
382	Sept. 6	Elizabeth Simpson, Asst. P. H.....	2.50	
383	Sept. 7	I. J. Davis, Wk. on Road.....	21.00	
384	Sept. 7	Logan Neely, Asst. P. H.....	2.50	
385	Sept. 8	P. N. Gilbert, Asst. P. H.....	7.50	
386	Sept. 10	J. W. Robertson, Wk. on Road...	9.00	
387	Sept. 10	S. C. Merrell, Wk. on Road.....	21.00	
388	Sept. 10	J. L. Jones, Wk. on Road.....	4.00	
389	Sept. 10	J. T. Finley, Jr., Wk. on Road...	39.75	
390	Sept. 10	T. R. Lovett, Wk. on Road.....	22.50	
391	Sept. 10	H. M. Warren, Hauling Rock...	10.50	
392	Sept. 12	J. L. Nivens, Repairing Bridge...	32.00	
395	Sept. 12	Jno. T. Cromwell, Freight.....	4.32	
396	Sept. 13	J. R. Vanderslice, Wk. on Road...	4.00	

<i>War.</i>	<i>Date</i>		
<i>No.</i>	<i>1910</i>	<i>To Whom Issued—For What</i>	<i>Amount</i>
397	Sept. 13	Acme White Lead Co., Goods for County.....	6.25
398	Sept. 13	Roe Hindsley, Enumerating.....	5.40
399	Sept. 16	J. T. Finley, Jr., Work on Rd....	21.62
400	Sept. 17	Sallie McClinton, Asst. P. H....	10.00
403	Sept. 19	Margaret Gothard, Asst. P. H....	17.50
406	Sept. 22	H. M. Morris, Wt. on Chan. Ct....	4.00
409	Sept. 27	Aaron McClinton, Asst. P. H....	2.50
410	Sept. 28	Peter Carroll, Asst. P. H.....	2.50
411	Oct. 1	Dr. A. T. Rowe, Co. Dr.....	20.00
412	Oct. 1	J. T. Farrell, Enumerating.....	3.21
413	Oct. 1	Mary Ray, Asst. P. H.....	7.00
426	Oct. 4	Elizabeth Simpson, Asst. P. H....	2.50
427	Oct. 4	Logan Neely, Asst. P. H.....	2.50
429	Oct. 5	J. B. Pitts, Janitor.....	40.00
450	Oct. 5	G. T. Fulton, Enumerating.....	4.23
455	Oct. 6	Eva Pearson, Enumerating.....	2.28
467	Oct. 7	H. W. Nelson, Lumber.....	6.59
470	Oct. 8	H. L. D. Phillips, Wk. on Road	107.90
471	Oct. 8	H. L. D. Phillips, Wk. on Road	94.10
472	Oct. 8	T. L. Williams, Wk. on Road.....	1.50
473	Oct. 8	J. L. Jones, Wk. on Road.....	7.50
474	Oct. 8	Mary Ann Bool, Asst. P. H.....	7.50
476	Oct. 10	Sou. Bell Tel. Co.....	2.50
479	Oct. 12	W. H. Richardson, 2 Bbl. Ce- ment	6.00
471	Oct. 12	J. T. Cromwell, Freight.....	.87
482	Oct. 14	Adam Birchfield, Asst. P. H.....	7.50
484	Oct. 15	K. M. Jones, Enumerating.....	4.26
485	Oct. 15	Daniel Salser, Work on Road....	6.55
487	Oct. 15	Aaron Foster, Work on Road....	1.50
488	Oct. 17	B. A. Hawkins, Bal. Gas Plant	20.50
489	Oct. 18	H. L. D. Phillips, Wk. on Road	104.50
490	Oct. 18	H. L. D. Phillips, Wk. on Road	38.00
492	Oct. 18	H. L. D. Phillips, Wk. on Road	38.00
493	Oct. 18	H. L. D. Phillips, Wk. on Road	38.00
497	Oct. 20	Martha Robinson, Asst. P. H....	5.00
498	Oct. 21	John Isbell, Asst. P. H.....	8.00
499	Oct. 21	Jno. T. Cromwell, Freight.....	.54
500	Oct. 21	J. W. Maddox, Enumerating.....	4.28

War.	Date			
No.	1910		To Whom Issued—For What	Amount
502	Oct.	22	Earnest Davis, Wk. on Roads...	4.35
503	Oct.	23	Simon Davis, Wk. on Roads.....	4.35
504	Oct.	22	D. A. Salser, Wk. on Roads.....	6.55
505	Oct.	22	Willis Gilbert, Wk. on Roads..	14.50
506	Oct.	22	L. E. Foster, Wk. on Roads.....	2.50
520	Oct.	31	Nelson Davis, Pine for Court House	1.50
522	Nov.	1	Dr. A. T. Rowe, Co. Dr.....	20.00
523	Nov.	1	Mary Ray, Asst. P. H.....	7.00
524	Nov.	1	J. B. Pitts, Janitor.....	40.00
529	Nov.	1	Peter Carroll, Asst. P. H.....	2.50
527	Nov.	1	Logan Neely, Asst. P. H.....	2.50
528	Nov.	4	James Vick, Wk. on Road.....	5.00
529	Nov.	4	Earnest Davis, Wk. on Road.....	3.75
530	Nov.	5	Elizabeth Simpson, Asst. P. H.	2.50
532	Nov.	7	G. W. Tinney, Freight.....	1.85
538	Nov.	10	Sou. Bell Tel. Co.....	2.50
541	Nov.	11	James Vick, Work on Road.....	4.70
542	Nov.	12	Margaret Gothard, Asst. P. H.	25.00
543	Nov.	12	H. L. D. Phillips, Wk. on Road	108.87
544	Nov.	12	H. L. D. Phillips, Wk. on Road	38.00
545	Nov.	2	H. L. D. Phillips, Wk. on Road	23.75
543	Nov.	12	H. L. D. Phillips, Wk. on Road	42.75
547	Nov.	15	J. T. Cromwell, Freight.....	.25
550	Nov.	19	L. E. Foster, Wk. on Road.....	3.12
553	Nov.	25	Ernest Davis, Wk. on Road.....	5.25
554	Nov.	26	James Vick, Wk. on Road.....	3.75
556	Nov.	27	Peter Carroll, Asst. P. H.....	2.50
557	Nov.	29	Aaron McClellan, Asst. P. H....	5.00
559	Nov.	29	Emanuel Salser, Load of Pine..	1.25
560	Dec.	1	J. D. Pitts, Janitor.....	40.00
561	Dec.	1	Dr. A. T. Rowe, Co. Dr.....	20.00
562	Dec.	1	Mary Ray, Asst. P. H.....	7.00
565	Dec.	3	Logan Neely, Asst. P. H.....	2.50
568	Dec.	5	Forest Murphy, Frt. on Coal....	20.79
570	Dec.	7	P. N. Gilbert, Asst. P. H.....	7.50
574	Dec.	9	Sou. Bell Tel. Co.....	2.50
576	Dec.	8	Elizabeth Simpson, Asst. P. H.	2.50
578	Dec.	10	I. J. Davis, Wk. on Road.....	8.38
581	Dec.	14	E. F. Blackmon, Asst. P. H.....	2.50

<i>War.</i>	<i>Date</i>			
<i>No.</i>	<i>1910</i>	<i>To Whom Issued—For What</i>	<i>Amount</i>	
592	Dec. 14	Martha Roberson, Asst. P. H....	5.00	
591	Dec. 21	J. T. Cromwell, Freight.....	.25	
583	Dec. 17	J. T. Cromwell, Freight.....	2.56	
596	Dec. 22	Margaret Gothard, Asst. P. H....	12.50	
599	Dec. 23	A. A. Bentley, Wk. on Road.....	11.25	
601	Dec. 23	J. W. Payne, Wk. on Road.....	6.00	
602	Dec. 23	Mitchell Payne, Wk. on Road...	2.00	
604	Dec. 24	Jno. Isbell, Asst. P. H.....	8.00	
608	Dec. 28	G. W. Tinney, Freight.....	2.80	
609	Dec. 28	Morning Davis, Pine.....	1.50	
610	Dec. 29	Ed Payne, Enumerating.....	7.26	
611	Dec. 31	Logan Neely, Asst. P. H.....	2.50	
	1911.			
612	Jan. 2	Dr. A. T. Rowe, Co. Dr.....	20.00	
614	Jan. 3	Martha Robinson, Asst. P. H....	5.00	
615	Jan. 3	J. B. Pitts, Janitor.....	40.00	
616	Jan. 3	Peter Carroll, Asst. P. H.....	2.50	
628	Jan. 5	O. Cost, Comr. Fees.....	25.00	
636	Jan. 6	Mary Ray, Asst. P. H.....	7.00	
643	Jan. 7	Sou. Bell Tel. Co.....	3.00	
658	Jan. 10	Adam Birchfield, Asst. P. H.....	7.50	
659	Jan. 10	Mary Ann Pool, Asst. P. H.....	7.50	
664	Jan. 10	Elizabeth Simpson, Asst. P. H.	2.50	
665	Jan. 11	S. S. Booth, R. of W. for Rd.....	30.00	
667	Jan. 12	Van Howell, Pine.....	1.00	
677	Jan. 14	Jesse McCullers, Wk. on Road...	4.00	
695	Jan. 14	Lylvester Lindsey, Lumber.....	14.17	
696	Jan. 16	Sears, Roebuck & Co., Outfit....	70.78	
698	Jan. 16	G. W. Tinney, Freight.....	.43	
699	Jan. 17	Moses Davis, Pine.....	1.50	
713	Jan. 19	J. F. Avery, Jury Co.....	20.00	
712	Jan. 19	G. W. Tinney, Freight.....	.25	
719	Jan. 21	Mitchell Payne, Wk. on Road...	7.50	
720	Jan. 21	Sam Roper, Wk. on Road.....	11.25	
721	Jan. 21	Ben McClanahan, Wk. on Road	2.50	
722	Jan. 21	Jesse McCullers, Wk. on Road...	6.00	
723	Jan. 21	E. F. Blackmon, Asst. P. H.....	5.00	
724	Jan. 21	Frank Thomas, Road Wk.....	6.85	
725	Jan. 24	Lawrence Thomas, Road Wk.....	6.00	
729	Jan. 25	Geo. W. Tinney, Freight.....	14.83	

<i>War.</i>	<i>Date</i>			
<i>No.</i>	<i>1911</i>	<i>To Whom Issued—For What</i>		<i>Amount</i>
730	Jan. 25	Curry & Moore, Lumber.....		52.01
731	Jan. 26	H. J. Busby, Two Mules.....		486.00
732	Jan. 27	J. P. Merrell, Asst. P. H.....		33.00
733	Jan. 27	Sam Lovett, Road Wk.....		12.65
735	Jan. 27	J. W. Vick, Road Wk.....		13.10
736	Jan. 28	A. A. Bentley, Road Wk.....		17.50
737	Jan. 28	Ben McCullers, Road Wk.....		5.75
738	Jan. 28	Frank Thomas, Road Wk.....		10.00
739	Jan. 29	Columbus Blackerby, Road Wk.....		15.00
740	Jan. 29	Peter Carroll, Asst. P. H.....		2.50
744	Jan. 31	Margaret Gothard et als., Asst. P. H.....		25.00
745	Feb. 1	J. A. Verchot, Coal P. H.....		34.50
746	Feb. 2	Mary Ray, Asst. P. H.....		7.00
747	Feb. 1	J. B. Pitts, Janitor.....		47.50
748	Feb. 1	Logan Neely, Asst. P. H.....		2.50
749	Feb. 1	Rr. A. T. Rowe, Co. Physician.....		20.00
750	Feb. 3	Mitchell Payne, Road Wk.....		3.75
751	Feb. 3	Elizabeth Simpson, Asst. P. H.....		2.50
752	Feb. 4	G. B. Bentley, Road Work.....		12.90
753	Feb. 4	James Vick, Road Work.....		1.00
754	Feb. 4	Sam Lovett, Road Work.....		7.65
755	Feb. 4	G. M. Merrell, Work on Bridges.....		31.25
757	Feb. 4	J. Hamilton, Work on Bridges.....		2.50
756	Feb. 4	R. E. Moore, Work on Bridges.....		3.12
758	Feb. 4	J. A. Skelton, Road Work.....		5.70
759	Feb. 4	Monroe Willis, Road Work.....		2.90
760	Feb. 4	P. L. Garden, Road Work.....		2.50
761	Feb. 4	Sam Roper, Road Work.....		9.35
762	Feb. 4	W. H. Martin, Mare Mule.....		225.00
763	Feb. 4	Wm. Thomas.....		.50
764	Feb. 6	Geo. W. Tinney, Frt. on Coal.....		19.99
765	Feb. 7	Frank Thomas, Road Work.....		9.45
766	Feb. 7	J. E. Mahan, Road Work.....		198.47
767	Feb. 7	A. A. Logan, Enumerating.....		5.01
768	Feb. 8	J. A. Verchot, Hauling Coal.....		8.40
769	Feb. 8	Marvin Watson, Road Work.....		7.50
770	Feb. 8	Henry J. Busby, 2 Mules.....		432.00
771	Feb. 8	J. P. Merrell, Road Work.....		19.00
772	Feb. 8	Sou. Bell Tel. Co.....		3.80

<i>War.</i>	<i>Date</i>		<i>To Whom Issued—For What</i>	<i>Amount</i>
<i>No.</i>	<i>1911</i>			
774	Feb.	10	Geo. W. Tinney, Frt. on Coal.....	21.77
775	Feb.	11	Columb. Blackerby, Rd. Work..	13.10
776	Feb.	13	B. T. Johnson, Bldg. Bridge.....	110.00
777	Feb.	13	Frank Thomas, Road Work.....	4.75
778	Feb.	13	Lawrence Thomas	3.75
779	Feb.	14	Will Webster, Cooking.....	11.50
780	Feb.	13	Jesse McCullers, Road Work.....	3.20
781	Feb.	14	Dave McCullers, Road Work.....	3.65
782	Feb.	14	J. A. Verchot, Hauling Coal.....	12.40
783	Feb.	14	Geo. W. Tinney, Frt. on Coal.....	6.07
785	Feb.	16	Richard Merrell, Rd. Work.....	56.60
786	Feb.	17	James Vick, Road Work.....	2.50
787	Feb.	17	Geo. W. Tinney, Freight.....	14.05
788	Feb.	17	Co. Savings Bank, Feed.....	55.26
789	Feb.	18	Frank Thomas, Road Work.....	6.95
790	Feb.	18	Lawrence Thomas, Road Work	5.50
791	Feb.	18	D. W. Smith, Road Work.....	9.05
792	Feb.	18	E. L. Gipson, Road Work.....	2.05
793	Feb.	18	A. A. Bentley, Road Work.....	9.95
794	Feb.	20	Apurgeon Bradley, Road Work	8.60
795	Feb.	20	Martha Robinson, Asst. P. H....	2.50
796	Feb.	21	W. F. Davis, Frt. on Tents.....	1.41
797	Feb.	22	Mose Davis, Pine.....	1.50
798	Feb.	22	Clide Gross, Hay	7.95
799	Feb.	23	Jno. Blackerby, Road Work.....	7.50
800	Feb.	25	James Vick, Road Work.....	12.50
801	Feb.	25	Frank Thomas, Road Work.....	6.85
802	Feb.	25	Lawrence Thomas, Road Work	6.00
803	Feb.	25	Peter Carroll, Asst. P. H.....	2.50
804	Feb.	27	M. F. Isbell, Timber rd.....	4.69
807	Feb.	28	Aaron McClellon, Asst. P. H....	7.50
808	Feb.	28	Marvin Watson, Road Work.....	12.05
809	Mar.	1	J. P. Merrell, Blacksmith.....	36.00
801	Mar.	1	Will Webster, Cooking.....	15.00
811	Mar.	1	P. N. Gilbert, Asst. P. H.....	7.50
812	Mar.	1	Logan Neely, Asst. P. H.....	2.50
813	Mar.	1	Mary Ray, Asst. P. H.....	7.00
814	Mar.	3	Lum Blackerby, Road Work.....	15.00
815	Mar.	3	Dan Blackerby, Road Work.....	15.00
816	Mar.	4	Jesse McCullers, Road Work.....	5.50

<i>War.</i>	<i>Date</i>			
<i>No.</i>	<i>1911</i>	<i>To Whom Issued—For What</i>	<i>Amount</i>	
817	Mar. 4	Dave McCullers, Road Work.....	6.15	
818	Mar. 4	Dr. A. T. Rowe, Co. Physician...	20.00	
819	Mar. 4	Frank Thomas, Road Work.....	7.50	
820	Mar. 4	Lawrence Thomas, Road Work...	6.00	
821	Mar. 4	J. B. Pitts, Janitor.....	50.00	
822	Mar. 4	H. L. D. Phillips, Road Sup.....	75.00	
823	Mar. 4	H. L. D. Phillips, Team.....	24.00	
824	Mar. 4	Elizabeth Simpson, Asst. P.H....	2.50	
825	Mar. 9	Sou. Bell Tel. Co.....	3.19	
831	Mar. 22	H. L. D. Phillips, Feed.....	48.50	
832	Mar. 22	Peter Carroll, Asst. P. H.....	2.50	
836	Mar. 2	Geo. W. Tinney, Freight.....	2.14	
837	Mar. 27	W. F. Davis, Freight.....	2.65	
838	Mar. 22	H. L. D. Phillips, Frt. on Feed...	50.00	
65		Interest on loans for use of Shelby county to F. M. Stafford & Co.....	140.00	
139		Interest on loans for use of Shelby county to F. M. Stafford & Co.....	87.50	
730		Interest on loan for use of Shelby county to T. G. Montague & Co.....	175.00	
734		Interest on loan for use of Shelby county to T. G. Montague & Co.....	175.00	
356		Interest on loans by Traders National Bank and payable to Columbiana Sav- ings Bank.....	164.00	
357		Interest on loans by Traders National Bank and payable to Columbiana Sav- ings Bank.....	271.26	
731		Interest on loans for use of Shelby county to T. G. Montague & Co.....	175.00	
744		Interest on loans for use of Shelby county to T. G. Montague & Co.....	175.00	
175		Interest on loans for use of Shelby county to Columbiana Savings Bank.....	200.00	
180		Interest on loans for use of Shelby county to Columbiana Savings Bank.....	45.33	
181		Interest on loans.....	9.77	
507		Interest on loans for use of Shelby county payable to Mrs. Maggie Weaver.....	53.33	

<i>War.</i>	<i>Date</i>	<i>To Whom Issued—For What</i>	<i>Amount</i>
<i>No.</i>	<i>1911</i>		
150		Interest on one thousand dollars for one year to Mrs. Maggie Weaver.....	80.00
746		Interest on loan for use of Shelby county to T. G. Montague & Co.....	175.00
274		Interest on one thousand dollars to Nat. Park Bank 172 Days Col. Savings Bank	382.22
275		Interest on five thousand dollars to Nat. Park Bank 213 days Col. Savings Bank..	235.55
276		Interest on five thousand dollars to T. G. Montague & Co. 12 months.....	400.00
277		Interest on three thousand one hundred and twenty-four and 12/100 dollars to Traders Nat. Bank.....	132.08
383		Interest loan of \$10,000.00 Traders National Bank	706.66
980		Interest on loan to Shelby county. Traders National Bank.....	540.90
157		Interest on loan of five thousand dollars to T. G. Montague & Co.....	256.87
383		Interest on loan of ten thousand dollars to Traders National Bank.....	428.20
90		Interest on loan to Shelby county, Columbian Savings Bank.....	1,586.87

Be and the same is hereby ratified and confirmed.

Sec. 2. Be it further enacted that the said W. E. Harrison and his sureties on his official bond be and they are hereby discharged from all liability whatsoever, on account of the payment of said warrants and from all interest upon said warrants as charged against said W. E. Harrison by....., State examiner of public accounts.

Which was adopted.

Yeas, 20; nays, 0.

Yeas:

Messrs.:	Burns	Hartwell	Judge
Arrington	Denson	Higgins	Key
Bonner	Easterly	Hill	Kline
Brown	Green	Holmes	Lewis

Lusk	Wallace	Weathers	Winkler	
Miller				—20.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed.

Yeas 25; nays, 0.

Yeas:

Messrs.:	Easterly	Holmes	Lusk	
Arrington	Faulk	Jones	Miller	
Bell	Green	Judge	Price	
Bonner	Hall	Key	Wallace	
Brown	Hartwell	Kline	Weathers	
Burns	Higgins	Lewis	Winkler	
Denson	Hill			—25.

Nays, 0.

The bill:

S. 461. To designate certain public roads of the State of Alabama as State trunk roads and to provide the manner in which such roads shall be located, improved and maintained.

Was taken up.

The Standing Committee on Public Roads and Highways offered the following substitute or amendment to said bill, to wit:

A Bill to be Entitled AN ACT

To designate certain public roads of the State of Alabama as State trunk roads and to provide the manner in which such roads shall be located, improved, and maintained.

Section 1. Be it enacted by the Legislature of Alabama, that the following described roads are hereby declared State trunk roads:

Road Number 1. That certain road described as beginning at the point where the Athens and Fayetteville

road crosses the Tennessee-Alabama State line extending southward to Athens, Decatur, Hartselle, Falkville, Cullman, Blount Springs, Birmingham, Calera, Clanton, Montgomery, Lowndesboro, Selma, Safford, Gastonburg, Catherine, Pine Hill, Thomasville, Jackson, Mobile, Grand Bay to Mississippi State line.

Road Number 2. That certain road described as beginning at the Alabama-Georgia State line where road from Edwadsville, Ala., to Tallapoosa, Ga., crosses said line extending westward to Heflin, Anniston, Alexandria, Greenport, Ashville, Springville, Birmingham, Bessemer, Tuscaloosa, Reform, to Alabama-Mississippi State line near McCrary, Mississippi.

Road Number 3. That certain road described as beginning at Girard, Alabama, and extending westward to Tuskegee, Montgomery, Lowndesboro, Selma, Marion Junction, Massillon, Uniontown, Faunsdale, Demopolis, Livingston, Cuba, to Alabama-Mississippi State line.

Road Number 4. That certain road described as beginning at Alabama-Mississippi State line near Margeum, Alabama, and extending eastward to Cherokee, Tuscumbia, Leighton, Courtland, Decatur, Madison, Huntsville, Paint Rock, Scottsboro, Stevenson, Bridgeport to Tennessee-Alabama State line.

Road Number 5. That certain road described as beginning at Alabama-Tennessee State line north of Huntsville and extending southward to Huntsville, New Hope, Guntersville, Albertville, Boaz, Attalla, Gadsden to Alexandria.

Road Number 6. That certain road described as beginning at Alabama-Georgia State line near Sulphur Springs, Georgia, and extending southward to Valley Head, Ft. Payne, Collinsville, Attalla to intersection with road number 2 near Whitney.

Road Number 7. That certain road described as beginning at the city limits of Tuscaloosa and extending southward to Eutaw, Gainesville to Livingston, intersecting there with road number 3.

Road Number 8. That certain road described as beginning at Alabama-Tennessee line north of Florence, extending southward to Florence, Sheffield, Tuscumbia, Russellville, Hackleburg, Hamilton, Guin, Fayette,

Tuscaloosa, Greensboro, Marion to a point on road number 3 near Marion Junction.

Road Number 9. That certain road described as beginning at a point on road number 8 near Rockwood and extending southward to Haleyville, Jasper, Birmingham, Pell City, Talladega, Sylacauga, Goodwater, Alexander City, Dadeville, La Fayette to Lanett.

Road Number 10. That certain road described as beginning at Columbia, extending to Dothan, Ozark, Brundidge, Troy, Montgomery, Wetumpka, Rockford, to Sylacauga.

Road Number 11. That certain road described as beginning at Montgomery, extending southward out what is known as Mobile road to Fort Deposit, Greenville, Burnt Corn, Bay Minette to Fairhope.

Road Number 12. That certain road described as beginning at Dothan, extending to Hartford, Geneva, Samson, Opp, Andalusia, Brewton, Atmore to intersection with road number 11 north of Bay Minette.

Road Number 13. That certain road described as beginning at a point on road number 9 near Lanett and extending southward to Opelika, Auburn, Tuskegee, Union Springs, Troy, Elba, to intersection with road number 12 near Opp.

Road Number 14. That certain road described as beginning at Guntersville, extending southward to Oneonta and to Birmingham.

Road Number 15. That certain road described as beginning at a point on Road number 1 near Safford, and extending westward to Thomaston, Linden, Myrtlewood, Butler to Mississippi line.

Road Number 16. That certain road described as beginning at Brundidge, extending eastward to Clio, Louisville, Clayton to Eufaula.

Road Number 17. That certain road described as beginning at Eufaula and extending southward to Abbeville, Newville, Headland to Dothan.

Road Number 18. That certain road described as beginning at a point on road number 8 south of Hamilton and extending to Sulligent, Vernon, Millport, to Reform.

Road Number 19. That certain road described as beginning at Goodwater and extending northeastward to Ashland, Lineville, Wedowee, Roanoke, Rock Mills to Georgia state line.

Road Number 20. That certain road described as beginning at Marion and extending northward to Centerville, Blocton to Bessemer.

Road Number 21. That certain road described as beginning at Talladega and extending to Oxford.

Road Number 22. That certain road described as beginning at Garden City and extending to Blountsville to Oneonta.

Road Number 23. That certain road described as beginning at Gadsden and extending to Center and the Georgia state line near Kirk.

Road Number 24. That certain road described as beginning at Florence and extending eastward to Rogersville, Athens to Huntsville.

Road Number 25. That certain road beginning at the intersection of the Forest Home and Greenville road with road number 11, and extending westward to Forest Home, Pine Apple Station, Oak Hill, Camden, Prairie, Catherine to intersection with road number 1.

Road Number 26. That certain road described as beginning at Andalusia and extending northward to Brantley, Luverne, LaPine and to intersection of road number 10 near Sprague.

Road Number 27. That certain road described as beginning at Greensboro and extending south to Newburn, Faunsdale, Demopolis, Linden, Miller, to Thomsville.

Sec. 2. That the detailed location of such roads between the points mentioned in section one of this act and their improvement and maintenance shall be in accordance with standards established by the State Highway Department and subject to the approval of the State highway engineer.

Sec. 3. All laws and parts of laws in conflict with the provisions of this act are hereby repealed.

Mr. Lee offered the following amendment to said substitute, to wit:

Amend section 2 by adding the following:

That it shall be unlawful for any moneys appropriated by the State of Alabama to aid in the construction or building of roads to be expended on any other roads other than those enumerated herein; provided, the said roads have not been built, in which event the money may be expended on any other road as is now provided by law.

Which was adopted.

Mr. Winkler offered the following amendment to said substitute, to wit:

Amend by adding:

Road Number 28. That certain road beginning at Greenville and extending southward to Boding, Chapman, Georgiana, Garland, Evergreen to Brewton.

Which was adopted.

Mr. Burns offered the following amendment to said substitute, to wit:

Amend road No. 2 by adding the following: Commencing at Anniston, running through Lincoln to Pell City.

Which was adopted.

Mr. Kline offered the following amendment to said substitute, to wit:

Amend by adding:

Road Number 29. From Anniston to Jacksonville, Piedmont, Roels Run to Georgia line.

Mr. Bonner moved to lay the amendment offered by Mr. Kline on the table, which prevailed, and said amendment was laid upon the table.

Mr. Jones offered the following amendment to said substitute, to wit:

Amend substitute by making road No. 16 as follows: That certain road beginning at Brundidge, Alabama, and running eastward to Clio, Blue Springs, Abbeville, and thence to Fort Gains, Georgia.

Mr. Bonner moved to lay said amendment on the table, which motion prevailed, and said amendment was laid upon the table.

Mr. Jones also offered the following amendment to said substitute, to wit:

Amend substitute by inserting road No. 16½. That certain road beginning at Ozark, Alabama, and running

northward to Ariton, Elonville, Clio, Louville, Clayton, and thence to Eufaula.

Mr. Bonner moved to lay said amendment on the table, which motion prevailed, and said amendment was laid upon the table.

Mr. Jones then offered the further amendment to said substitute:

Amend by adding Road No., described as follows: That certain road beginning at Blue Springs, Alabama, thence to Clopton, Alabama, Neworth, Alabama, Headland, Alabama, and Dothan, Alabama.

Mr. Bonner moved to lay this amendment on the table, which motion prevailed, and said amendment was laid upon the table.

Mr. Denson moved that the Senate re-consider the vote by which the amendment of Mr. Kline, to wit:

Amend by adding: Road No. 29. From Anniston to Jacksonville, Piedmont, Roels Run to Georgia line.

Was laid upon the table.

Mr. Bonner moved to lay the motion made by Mr. Denson on the table, which was lost. And the motion to re-consider the vote by which the amendment of Mr. Kline was laid on the table prevailed, and said amendment was adopted.

Yeas, 25; nays, 3.

Yeas:

Messrs.:	Faulk	Jones	Milner
Brown	Green	Judge	Price
Bulger	Hall	Key	Thach
Burns	Hartwell	Kline	Wallace
Denson	Higgins	Lee	Weathers
Easterly	Hollis	Lewis	Winkler
Ellis	Holmes		

—25.

Nays:

Messrs.:	Bell	Bonner	Elrod
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—3.

Mr. Jones offered the following amendment to said substitute, to wit:

Amend by adding road No. 30. That certain road beginning at Enterprise, Alabama, Ozark, Alabama,

running to Ariton, Alabama, thence to Elonsville, Louisville, Clayton, and thence to Eufaula, Alabama.

Mr. Bonner moved to lay said amendment on the table, which was lost, and said amendment was then adopted.

Yeas, 22; nays, 3.

Yeas:

Messrs.:	Denson	Holmes	Milner
Arrington	Ellis	Jones	Price
Brown	Faulk	Kline	Wallace
Bulger	Green	Lee	Weathers
Burns	Hall	Lewis	Winkler
Cooper	Hill	Miller	—22.

Nays:

Messrs.:	Bonner	Key	Pride
			—3

Mr. Denson then offered the following amendment to said substitute, to wit:

Amend said substitute by adding the following: Road Number 31. That certain road described as beginning at Alabama-Georgia state line, near Georgetown, thence to Eufaula, thence to Union Springs, thence in a westerly direction to Montgomery.

Mr. Bonner moved to lay the amendment offered by Mr. Denson on the table, which was lost, and said amendment was then adopted.

Yeas, 24; nays, 6.

Yeas:

Messrs.:	Faulk	Hollis	Milner
Arrington	Green	Holmes	Price
Brown	Hall	Jones	Thach
Bulger	Hartwell	Kline	Wallace
Burns	Higgins	Lee	Weathers
Denson	Hill	Lewis	Winkler
Ellis			—24.

Nays:

Messrs.:	Bonner	Lusk	Pride
Bell	Key	Miller	—6.

Mr. Bulger offered the following amendment to said substitute, to wit:

Road No. 32. From Dadeville in Tallapoosa county, to Tallassee in Elmore county, from Tallassee to Wetumpka in Elmore county, from Wetumpka to Montgomery the capital of the State.

Mr. Bonner moved to lay said amendment on the table, which was lost, and the amendment offered by Mr. Bulger was then adopted.

Yeas, 21; nays, 5.

Yeas:

Messrs.:	Ellis	Holmes	Price
Arrington.	Faulk	Judge	Thach
Brown	Hall	Key	Wallace
Bulger	Hartwell	Kline	Weathers
Denson	Higgins	Lewis	Winkler
Easterly	Hill		—21.

Nays:

Messrs.:	Cooper	Miller	Pride
Bonner	Lusk		—5.

And said substitute, as thus amended, was then adopted.

Yeas, 22; nays, 0.

Yeas:

Messrs.:	Cooper	Hartwell	Miller
Arrington	Denson	Holmes	Thach
Bonner	Easterly	Key	Wallace
Brown	Ellis	Kline	Weathers
Bulger	Elrod	Lee	Winkler
Burns	Hall	Lusk	—22.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 24; nays, 8.

Yeas :			
Messrs. :	Easterly	Holmes	Price
Bonner	Green	Key	Pride
Brown	Hall	Kline	Thach
Bulger	Hartwell	Lee	Wallace
Burns	Hill	Lusk	Weathers
Cooper	Hollis	Miller	Winkler
Denson			—24.

Nays :			
Messrs. :	Elrod	Higgins	Lewis
Bell	Faulk	Jones	Milner
Ellis			—8.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has passed the following Senate bills, and returns same herewith to the Senate:

S. 273. Authorizing and regulating certain classes of indemnity contracts, empowering corporations to make such contracts, and fixing certain fees and the penalty for violations thereof.

S. 602. For the relief of ex-Probate Judge John T. Kaylor.

W. F. Herbert,
Clerk.

ADJOURNMENT.

At 6:45 o'clock P. M., on motion of Mr. Kline, the Senate adjourned until 9 o'clock to-morrow morning.

THIRTY-FOURTH DAY.

Friday, August 20, 1915.

The Senate met pursuant to adjournment, President
Pro Tem Bulger presiding.

PRAYER.

By Rev. Mr. Beale of the House.

ROLL CALL.

Present:

Messrs. :	Easterly	Hollis	Miller
Arrington	Ellis	Holmes	Milner
Bell	Elrod	Jones	McCain
Bonner	Faulk	Judge	Price
Brown	Green	Key	Pride
Bulger	Hall	Kline	Thach
Burns	Hartwell	Lee	Wallace
Cooper	Higgins	Lewis	Weathers
Denson	Hill	Lusk	Winkler

—35.

JOURNAL.

On motion of Mr. Kline the reading of the Journal of yesterday was dispensed with and same was approved by the Senate.

INTRODUCTION OF BILLS.

Upon a call of districts bills were introduced, severally read one time and referred to appropriate standing committees, as follows:

By Mr. Kline:

S. 827. To authorize the court of county commissioners of Calhoun county to appropriate funds for aiding farm demonstration, animal industry, domestic science and all other work for improving farm life, and organizing farm club life.

Committee on Local Legislation.

With notice and proof thereto attached and herewith exhibited as follows:

A BILL

Notice is hereby given that application will be made to the Legislature of Alabama that meets on 13th day of July, 1915, to pass a bill in substance as follows:

A BILL

To be entitled an act to authorize the court of county commissioners of Calhoun county to appropriate funds for aiding farm demonstration, animal industry, domestic science and all other work for improving farm life, and organizing farm club life.

Be it enacted by the Legislature of Alabama:

Section 1. That the county commissioners of Calhoun county are hereby authorized to appropriate and expend such sum or sums of money as they may deem adequate and necessary for the work of farm demonstration, animal industry, or the organization of farm club life, or teaching domestic science, home comforts, canning and all of the arts that aid women on the farm, to the amount of two thousand dollars in any one year.

Section 2. That said appropriation may be paid as follows, viz.: One thousand dollars to a man for farm demonstration and animal industry work, and one thousand dollars to a woman for organizing farm life clubs, teaching domestic science, home comforts, canning and all of the arts that aid women on the farm.

Section 3. That all laws and parts of laws in conflict with this act are hereby repealed.

State of Alabama, }
County of Calhoun. } s. s.

Personally appeared me this 18th day of August, 1915, T. E. Edwards, secretary and treasurer of the Anniston Evening Star and Daily Hot Blast, a daily paper published in Anniston, Ala., who first being duly sworn, testifies that the attached notice appeared in the aforementioned paper, once a week for three consecutive weeks, beginning July 12th, 1915, and ending July 26th, 1915.

T. E. Edwards.

Sworn and subscribed to before me this 18th day of August, 1915.

A. B. Sawyer,
Notary Public.

By Mr. Bulger:

S. 828. To make it a felony for any person unlawfully, wantonly, or maliciously to kill any animal which is the property of another, and to provide a penalty for such offense.

Committee on Judiciary.

By Mr. Bulger:

S. 829. To place the State Normal School at Daphne on a parity with, and under the same rules and regulations, and with the same appropriation, as the State Normal Schools at Florence, Troy, Jacksonville and Livingston, and to discontinue the State Normal School at Moundville and the appropriation therefor.

Committee on Finance and Taxation.

By Mr. Wallace:

S. 830. To relieve Frank Miller from all liability for and on account of receiving money to the amount of two hundred and thirty and 50/100 (\$230.50) dollars, from the funds of Shelby county, Alabama, during the years 1911 and 1912, for his services as acting as superintendent or supervisor of public roads in his district, while a member of the board of revenue of Shelby county, Alabama, for which suit is now pending in the circuit court of Shelby county, Alabama.

Committee on Local Legislation.

With notice and proof thereto attached and herewith exhibited as follows:

LEGAL NOTICE.

To Whom It May Concern:

Notice is hereby given that at the next session of the Legislature of Alabama, which meets at Montgomery, Alabama, on the 13th day of July, 1915, a local bill for Shelby county will be introduced which provides in substance as follows:

"A bill to be entitled an act to legalize, ratify and confirm the collection by Frank Miller during the years 1911 and 1912 from the funds of said county the sum of

State of Alabama,)
Shelby County.)

J. W. Brooks,
Editor of The Shelby County Sun.

(Seal) J. R. White,
Clerk of the County Court of Shelby County, Alabama.

Mr. Lusk, chairman of the Standing Committee on Judiciary, reported that said committee, in session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to-wit:

S. 826. To ratify and confirm the sale and conveyance by the State of Alabama to Lizzie E. Carter and John G. Carter of the following described land, lying and being situated in the State of Alabama, to-wit: An island in the Alabama river, up the river from the city of Montgomery, and containing five and 47/100 acres in section number one, and nine and 27/100 acres in section number two, all in township number sixteen, range

number seventeen, east of St. Stephens meridian. And to authorize and empower the Governor to execute for and in the name of the State of Alabama, and deliver to said parties, their heirs or assigns, a patent or other appropriate instrument of conveyance for such lands, and to authorize and empower the secretary of State to attest said patent or other instrument, conveying to said parties said lands in order to correct any errors or irregularities that are or may be contained in that certain patent to said lands, issued to said parties on the 28th day of June A. D. 1897, and signed by Joseph F. Johnston, Governor of Alabama.

By Mr. Chamberlain (with amendment) :

H. 161. To amend sections 3229 and 3243 of the Code of Alabama of 1907.

By Mr. Blackwell :

H. 112. Further regulating administration of estates in the chancery court, or courts of like jurisdiction in the State.

By Mr. Blackwell :

H. 126. To authorize and regulate the granting of writs of certiorari.

By Mr. Chamberlain :

H. 608. To amend section (2) of an act entitled "An act to create the office of assistant solicitor for the county of Mobile, prescribe his duties, fix his salary and provide for the method of selection for said office and the taxation as cost of solicitor fees where the said assistant solicitor prosecutes and the defendant is convicted," approved February 18, 1911.

By Mr. Rogers (with amendment) :

H. 686. To create a lien in favor of any laborer or employee of any person, firm or corporation engaged in the getting, cutting, rafting, shipping, hauling or manufacturing of timber, lumber or cross-ties, and to provide for its enforcement.

By Mr. Walden :

H. 1014. To establish in precinct 19 in Morgan county, Alabama, an inferior court in lieu of all justices of the peace and notaries public with the powers of a justice of the peace in the said precinct, to be known as the inferior court of New Decatur, to define the jurisdiction and powers of said court and the judge thereof.

By Mr. Walden:

H. 1015. To establish in precinct one in Morgan county, Alabama, an inferior court in lieu of all justices of the peace and notaries public with the powers of a justice of the peace in the said precinct, to be known as the inferior court of Decatur, to define the jurisdiction and powers of said court and the judge thereof.

By Mr. Davie:

H. 1091. To establish a board of revenue in and for Bibb county, Alabama; to provide for the appointment and election and compensation of the members thereof and to prescribe the duties of said board.

By Mr. Fite:

H. 1160. To confer jurisdiction upon the chancery court, and other courts having the jurisdiction of the chancery court, to establish the fact of consolidation of corporations in certain instances, and to authorize the filing of bills for that purpose and prescribing procedure thereon.

Mr. Milner, Chairman of the Standing Committee on Revision of Laws, reported that said committee, in session, had acted on the following bill and ordered same returned to the Senate with a favorable report, and it was read a second time and placed on the calendar, to-wit:

By Mr. Shapiro (with amendments):

H. 887. To regulate, prohibit and provide punishment for the publication of untrue and misleading advertisements, and requiring that all newspaper and other periodical advertisements be clearly marked "Advertisement."

Mr. Hall, Chairman of the Standing Committee on Municipalities and Municipal Organizations, reported that said committee, in session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to-wit:

By Mr. Thach:

S. 811. To amend section 1421 of the Code of Alabama of 1907.

By Mr. Davie:

H. 745. To authorize and direct courts of county commissioners, or boards of revenue and boards of mayor and aldermen or city commissioners or other governing bodies of incorporated cities or towns in this State, to pay for advertising notice and substance of local bills introduced in the Legislature for the use and benefit of the said counties, cities or towns where such notice is ordered published by any representative in the Legislature from the county, and such authorization, and direction to apply to all notices and substance of local bills introduced in the regular session of the Legislature, 1915.

By Mr. Bealle:

H. 1164. To alter and rearrange the boundary lines of the town of Northport, Alabama.

By Mr. Davie:

H. 856. To give the recorder or mayor of the town of West Blocton, Bibb county, Alabama, exclusive jurisdiction in all misdemeanors committed within said town or within the police jurisdiction thereof, and to abolish the jurisdiction of the justices of the peace in such territory.

Mr. Easterly, chairman of the Standing Committee on Public Health, reported that said committee, in session, had acted on the following bill and ordered same returned to the Senate with a favorable report, and it was read a second time and placed on the calendar- towit:

By Mr. Welch:

H. 662. To amend section 7082 of the Code of Alabama of 1907.

Mr. Lusk, Chairman of the Standing Committee on Judiciary, reported that said committee, in session, had acted on the following bills and ordered same returned to the Senate with an adverse report:

By Mr. Hill:

S. 26. To amend section 11 of an act entitled "An act to prescribe the qualifications of jurors, and regulate the selection, drawing and summoning of jurors, and prescribe the qualifications, and provide for the appointment of jury commissioners, and clerks of such commis-

sion, and regulate the empaneling of grand and petit jurors of all the courts of this State." Said act is known as the Jury Law, and was approved August 31, 1909.

By Mr. Hill:

S. 28. To prescribe the qualifications of jurors in Montgomery county, and to provide for placing their names on the jury roll and in the jury boxes in said county.

By Mr. Hartwell:

S. 69. To provide for the practice and procedure in the courts of Alabama, and to provide an advisory council and for its expenses to carry out the purpose of this act.

By Mr. Judge:

S. 79. To regulate judicial proceedings.

By Mr. Lusk:

S. 118. To prohibit and forbid solicitors from accepting employment by any public service corporation and to punish the same.

By Mr. Horton:

S. 136. To amend section (1) one of an act "to provide for the appointment of an official stenographer for each of the circuit courts and courts of like jurisdiction for which a stenographer is not now provided by law of the State of Alabama; to prescribe his duties; to fix his compensation and to provide for the payment of the same."

By Mr. Lewis:

S. 139. To regulate appeals in criminal cases.

By Mr. Kline:

S. 146. To provide a lien in favor of laborers and employees, and to regulate the enforcement and collection of such lien.

By Mr. Jones (by request):

S. 266. To amend section 5 of an act entitled "An act to prescribe the qualifications of jurors and regulate the selection, drawing and summoning of jurors, and prescribe the qualifications and provide for the appointment of jury commissioners and clerks of such commissions and regulate the empanelling of grand and petit jurors in all of the courts of this State," said act is known as the jury law and was approved August 31st, 1909.

By Mr. Judge:

S. 565. To amend section 6733 of the Code of Alabama.

By Mr. Green:

S. 580. To amend section 1540 (3124) (292) (197) (183) (144) of the Code of Alabama, 1907.

By Mr. Pride:

S. 590. To amend rule 39 of supreme court rules, page 1516 Code of Alabama, 1907.

By Mr. Pride:

S. 591. To amend subdivision (6) of section 13 of an act entitled "An act to establish the court of appeals for the State of Alabama and to provide for the transfer of certain cases now pending in the supreme court to said court of appeals, approved March 9, 1911.

By Mr. Pride (by request):

S. 594. To protect purchasers at judicial sales.

By Mr. Pride (by request):

S. 596. To provide a proceeding to establish heirship and to declare the effect of such proceeding.

By Mr. Faulk:

S. 619. To provide for the payment of costs by unsuccessful parties.

By Mr. Darden:

H. 195. To amend section 7325 of the Code of Alabama of 1907. (This section relates to defining and punishing petit larceny.)

By Mr. Wilson (by request):

H. 503. To provide an official stenographer for the circuit court of Mobile county, Alabama.

By Mr. Carmichael:

H. 1303. To regulate the county court of Colbert county; to further prescribe its jurisdiction and powers; to make the clerk of the circuit court of said county, ex-officio clerk of the county court; to provide for solicitor and clerk fees in said court, and to repeal conflicting laws.

REPORT FROM COMMITTEE OF ENGROSSED BILLS.

Mr. President:

Your Standing Committee on Engrossed Bills beg leave to report that said committee, in session, have ex-

amined and compared the following engrossed bills with the originals and find same correctly engrossed, to-wit:

S. 337. To further regulate sales and conveyances of growing or standing timber interests or rights in growing or standing timber, and to define the rights and interest of parties therein and thereon.

S. 392. To repeal an act entitled "An act to amend section 470 of the Code of 1907," approved April 5, 1911.

S. 440. To grant to the city of Mobile certain lands in the bay of Mobile, and authority to improve the same and extend wharves and terminals therefrom into the adjacent waters.

S. 578. To provide for the vacation and dissolution of a municipal corporation whether organized under the general laws or under a special statute, and to provide for the disposition of the property and assets of such corporation when dissolved.

S. 733. To authorize and require the board of revenue and road commissioners of Mobile county to order an election to determine whether or not Mobile county should issue bonds for the construction of public school houses and buildings appurtenant thereto, within the county of Mobile, but without the corporate limits of the city of Mobile; to provide for the holding of such election and declaring the result thereof; and to provide for the issue of such bonds and for the disposition and administration of the fund procured by the sale of such bonds.

S. 785. To remit, annul, and cancel an alleged indebtedness claimed by the county of Shelby against A. P. Longshore, in a suit pending in the circuit court of said county.

S. 791. To amend subdivision 7 of section 5987 of the Code of Alabama.

W. J. Price,
Chairman.

REPORT FROM COMMITTEE ON ENROLLED BILLS.

Mr. President:

Your Standing Committee on Enrolled Bills beg leave to report, that said committee, in session, have

compared the following enrolled bill with the engrossed and original bill, respectively, and find same correctly enrolled, to wit:

S. 409. To prohibit the holding of meetings in executive or secret session by the railroad commission of Alabama, high school commission of Alabama, the State board of purchase, board of compromise of Alabama, State board of convict inspectors, State tax commission, any court of county commissioners or board of revenue, any city commission or municipal council, or other body, board or commission in the State charged with the duty of disbursing any funds belonging to the State, county or municipality, except where some question involving the character or good name of a woman or man is involved; and to provide penalties for a violation of this act.

C. H. Miller,
Chairman.

SIGNING OF BILL.

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after its title had been publicly read at length by the Secretary of the Senate, signed the following bill:

S. 409. To prohibit the holding of meetings in executive or secret session by the railroad commission of Alabama, high school commission of Alabama, the State board of purchase, board of compromise of Alabama, State board of convict inspectors, State tax commission, any court of county commissioners or board of revenue, any city commission or municipal council, or other body, board or commission in the State charged with the duty of disbursing any funds belonging to the State, county or municipality, except where some question involving the character or good name of a woman or man is involved; and to provide penalties for a violation of this act.

BILLS ON THIRD READING.

The bill:

H. 1222. To appropriate the sum of one hundred thousand dollars annually, or so much thereof as may

be necessary, to be used by the Governor in and about the payment of interest on State warrants, payment of which may be delayed on account of the lack of funds in the State treasury.

Was read a third time at length and passed.

Yeas, 23; nays, 4.

Yeas:

Messrs.:	Burns	Hall	Kline
Arrington	Denson	Hartwell	Lee
Bell	Easterly	Higgins	Milner
Bonner	Elrod	Hill	Wallace
Brown	Faulk	Holmes	Weathers
Bulger	Green	Key	Winkler

—23.

Nays:

Messrs.:	Lusk	Miller	Pride
Lewis			

—4.

CONSIDERATION OF SPECIAL ORDER.

The hour of 10 o'clock having arrived, the Senate proceeded to consider the special order for this hour, which was:

H. 850. To provide for the assessment, valuation and equalization of values of real and personal property for taxation, and for this purpose to create a State board of equalization, to prescribe the powers and duties of said board, to create a board of equalization for each county, and to prescribe the powers and duties of said boards, to provide for the collection of taxes, the sale of property for taxes, the redemption from such sales, to further provide for the general revenues, and to repeal all laws in conflict with this act.

Was taken up.

The Senate proceeded to consider the proposed amendments to H. 850, offered by the Committee on Finance and Taxation, to wit:

After the words "general revenues," in the caption, insert the following words: "Abolish the State tax commission, and to transfer all its powers, authority and jurisdiction, and all proceedings pending for assessment and collection of taxes."

Also strike out of subdivision 1 of section 2 the following words: "And all other property now exempt by law."

Also insert in subdivision 5, section 2, after the word "disabled," the following words, "by the loss of a hand or foot by paralysis or amputation, or the loss of an eye, or palsied;" and by inserting in subdivision 7 of section 2, after the word "oxen," the words: "Or one mule or one horse used for farm purposes."

Also by striking out of subdivision 7 the word "stock" before the word "hogs."

Also by inserting after the words "within this State," where it first appears in section 13, the following: "All other property of every character in this State not herein expressly exempted shall be subject to taxation."

Amendment to section 14:

Amend said act by adding at the end of subdivision 2 of section 14, on page 4, of the bill, the following: "And street railroads, printing presses and materials."

Insert at the end of subdivision 1 of section 14, after the word "soil," the following words: "Except growing crops."

By adding to the end of subdivision 3 of section 14, the following words, "regardless of where such vessel may be registered;" by striking out of subdivision 6 of section 14, the following: "All solvent credits or credits of value from which money loaned or credits, the indebtedness of the tax payer shall be deducted, and the excess only shall be taxed."

Amend the bill further by adding after the word "value," at the end of section 16, the following: "Provided, however, that whenever in the opinion of the Governor, the said sixty per cent. is more than necessary to defray the expenses of the State government for any year, he shall by proclamation reduce said percentage of value to a per centage that in his judgment is only necessary to defray the expenses of the State government, and such per centage so fixed by the Governor shall be the basis of taxation for said year for the State, county and municipality."

Amend further by striking out of section 19 the following words: "The name and address of every shareholder so far as known."

Amend by inserting in section 19, after the word "share," and before the words "shall constitute," in the 14th line from the bottom of the section, the word "issued;" and by striking out the words "real estate" where they appear next after the foregoing amendment in the same section, and insert in lieu thereof the word "property;" and strike out the words "shareholders," and insert the words "the bank" before the words "at sixty per cent.;" and by striking out the words "for the shareholders respectively;" and by striking out the word "their" before the word "shares," and insert "the;" and by further amending section 19 by striking out the last clause thereof, beginning with the words "it shall be No."

Also amend section 21 by striking out the following words: "To the person in whose name such shares stand on the books of the corporation and not." Further amend by inserting in section 21, after the word "corporation" and before the words "and sixty per cent.," the following words, "assessed for taxation;" and by inserting after the word "shares" and before the words "shall constitute," where next appearing after the last amendment, the word "issued;" and by striking out of said section the following, "and the amount so paid for any shareholder shall be a lien on any interest which such shareholder may have in any property owned by the corporation;" and by striking out of said section the following, "it shall be no ground for objection to such assessment of shares that the same is entered upon the assessment books in the name of the corporation." And also by striking out from said section the words "under the laws of Alabama," in the fifth line from the bottom of section 21, after the word "assessed value of," and before the words "property owned," insert the word "real."

Further amend by striking out all of section 21½.

Further amend by striking out all of section 22, and insert in lieu thereof exhibit "A."

Further amend by striking out the word "stub," in section 24, line 5, and insert in lieu thereof the word "duplicate."

Amend said act by striking out section 33 in the bill and insert in lieu thereof the following:

"Sec. 33. The tax assessor shall be entitled to receive from the tax collector out of the first money collected for the State, giving him duplicate receipts therefor; one of the receipts shall be forwarded to the State auditor by the tax collector; the following commissions on State taxes, whether general or special (but not on each separately), regularly assessed, carried up, or extended on the assessment lists or book, to wit:

"In counties where the State taxes assessed does not exceed ten thousand dollars, the rate of commissions shall be four per cent. In counties where the State taxes assessed is over ten thousand dollars and does not exceed fifty thousand dollars, the commissions shall be the same up to ten thousand dollars and one and one-half per cent. on the remainder. In counties where the State taxes assessed is over fifty thousand dollars and does not exceed one hundred thousand dollars, the commissions shall be the same up to fifty thousand dollars and one per cent on the remainder. In counties where the State taxes assessed is over one hundred thousand dollars and does not exceed two hundred thousand dollars, the commissions shall be the same up to one hundred thousand dollars and three-fourths of one per cent. on the remainder. In counties where the State taxes assessed is over two hundred thousand dollars, the commissions shall be the same up to two hundred thousand dollars and one-half of one per cent. on the remainder. He shall also be entitled to receive from the tax collector the same rate of commissions on the amount of county taxes, whether general or special (but not on each separately). He shall also receive five per cent. of the amount of all taxes upon property assessed by him which had escaped taxation in any previous year, such previous assessment not having been made while he was tax assessor. Provided, that after the expiration of the present terms of tax assessors, no commissions shall be allowed or received on any assessment of any local, special school tax. Provided, further, that this section shall not apply to any tax assessor now in office."

Amend section 41 by striking out the following: Begin with "when a taxpayer," etc., down to and includ-

ing "woman, such," and insert the word "any" before the word "taxpayer."

Amend section 42 by striking out the first "or" therein, and insert a comma, and by adding after "deputy" the words "or other officer administering the oath to the taxpayer." Further amend section 42 by striking out the word "receiving" before "his returns," and insert in lieu thereof the word "making." Amend said section 42 further by inserting after the words "of which" and before the words "were trustees," in line 5, the word "you;" and amend further by inserting after the words "insurance thereon" and before the words "so help you God," in line 7, the words "and this return is made upon your personal knowledge."

Amend section 43 by inserting after the word "assessor" and before the words "shall particularly," in line 1, the following, "his deputy or other officer." Amend said section further by inserting after the words "tax assessor," and before the words "shall require," in line 6, the following, "his deputy or other officer administering the oath."

Amend section 44, subdivision 4, by inserting after the words "of the county" and before the words "and if," in line 2, the words "or if a plat is accessible."

Amend section 46, line 4, by inserting after the words "sent postpaid," the words "by registered mail with return receipt demanded," and strike out the words "through the mail."

By striking out of section 47 these words, "and net solvent credits so."

Amend section 48, line 1, by inserting after the word "taxpayer," where appearing the second time, "having authority to make tax returns." And amend said section further by striking out the following, beginning with "which misdemeanor," down to the end of the section.

Amend section 49 by striking out the word "fifty," where it occurs in the next to the last line from the bottom, and insert the word "ten."

Amend section 54 by striking out after the word "appointment," where it appears the second time in said section, the following, "and it shall be the duty," etc., down to and including the last word of said section.

Amend section 59 by striking out the words "tax assessor," wherever appearing, and insert in lieu thereof "judge of probate."

Amend section 60 by striking out the words "tax assessor," and insert in lieu thereof the words "probate judge."

Amend section 60 further by striking out the following: "On which day the taxes shall become due and payable."

Amend section 61 by inserting after the words "judge of probate," and before "within his county," these words "or can be procured."

Amend section 68 by inserting after the words "tax collector" these words, "in writing."

Amend section 69 by striking out the words "twenty-one," and insert in lieu thereof the word "thirty."

Amend section 70 by striking out these words, "at the regular August 1915 term of said court," and insert in lieu thereof, "within thirty days after the passage of this act." And further amend by adding after the last word of section 70, these words, "on certificate by the judge of probate of such failure."

Amend section 74 by striking out the words "twenty-one," where they appear, and insert in lieu thereof, "thirty." Amend said section further by inserting after the words "without fear," the words "or favor;" and amend said section further by inserting after the words "valuation of property," the words "listed for taxation or submitted to me for valuation."

Amend section 78 by inserting after the words "less than three," the words "nor more than seven and fifty one-hundredths."

Amend said section further by striking out, beginning with the words "together with such reasonable allowance," and ending with the words "duties under the provisions of this act." Amend said section further by striking out the words "and also the expense incurred during such month." Amend said section further by striking out the words "and such expenses if approved."

Amend section 79 by striking out the words "seventy-five thousand," and insert in lieu thereof the words

"one hundred and fifty thousand." Further amend section 79 by again striking out the words "seventy-five thousand," and insert in lieu thereof "one hundred and fifty thousand."

Amend section 80 by inserting in line 2, after the word "fixed," and before the word "by," the following, "by the court."

Amend section 81 by striking out the last paragraph beginning with the words "county boards of equalization."

Amend section 82 by adding at the end thereof, "provided, each taxpayer shall be furnished by mail or in person with a statement showing separately the valuation of his personal property, and his real property, and also that the board will convene to hear objections to the valuation, and to correct errors on the third Monday in June, which notice shall be given on or before the second Monday in June."

Amend section 85 by inserting after the words "respective counties," and before the words "on the third Monday," in line 2, the words "and commence." And amend said section further by striking out the word "four," in line 2, and insert in lieu thereof the word "six," and amend said section further by inserting after the word "objection" and before the words "to any assessment," in line 8, the words "orally or in writing," to be filed before July 1st.

Amend section 85, on page 20, in 10th line from the end of said section, by inserting after the word "final," the following: "Provided, however, any taxpayer shall have the right to appeal to the circuit court within fifteen days by executing a bond payable to the State, conditioned as appeal bonds in cases of appeals from justices of the peace to the circuit court in lieu of the arbitration provided for in this act, provided the appeal bond shall be double the amount of taxes, but in no case less than fifty dollars, and the judgment of the circuit court shall be certified by the clerk of the court to the tax assessor, which shall be in lieu of the valuation fixed by the board of equalization."

Amend said section by striking out all of the words after the word "else," in line 5, from the end of the

section, and also all of the words in line 4, from the end of said section, down to and including the word "premises," and insert in lieu thereof the following: "The taxpayer may appeal as herein provided for, but if he fails to appeal, the decision of the board shall be final."

Amend section 88 by inserting after the words "arbitration," in line 3, the following words: "Or appeal as herein provided."

Amend section 91 by striking out all of said section after the words "provided," in line 3 of said section.

Amend section 92 by adding after the word "Governor," where it first appears in line two (2), the words: "By and with the advice and consent of the Senate, the Senate to vote on the confirmation of each member of the board separately, and provided, further, that unless the Governor shall communicate to the Senate the names of the members of the State board of equalization, whose appointment shall be confirmed by the Senate two legislative days before the final adjournment day of the regular or special session of the Legislature, when such appointment is necessary, the Senate shall thereupon proceed by a vote entered upon the Journal to elect such members."

Add to section 93: "And shall have been a citizen of Alabama for a period of five years, and shall be over twenty-five years of age, and shall be a freeholder."

Amend section 94 by inserting after the word "duties," in line 2, the following, "shall enter into bond in the sum of five thousand dollars for the faithful performance of his duties, which bond shall be approved by the Governor." Amend said section further by striking out all of the words after the word "advantage," in line 8, down to and including the word "officer," in line 9.

Amend said section further by striking out the word "rigidly," in line 5, and also the word "truly," in line six.

Amend section 96, in line 3, from the end of said section, by striking out the word "twenty-five," and insert in lieu thereof the word "twenty."

Amend section 97, subdivision 1, by adding at the end of said section the following: "Provided, that noth-

ing herein shall prevent an appeal as hereinbefore provided."

Amend section 97, subdivision 7, by striking out after the words "circuit court," in line 6, all of the words down to and including the word "or," in line 7.

Amend said section further by inserting after the words "registered mail," in line 7, the following: "With return receipt demanded."

Amend said section, subdivision 9, by inserting after the words "to visit," in line 1, the following: "In a body or separately."

Amend section 106 by striking out all of the words after the word "equalization," on line 6, from the bottom of page 24, down to and including the word "accordingly," on line 4, from the bottom of said page.

Amend said bill by inserting section 106 $\frac{1}{2}$.

Amend by adding following section 106 $\frac{1}{2}$:

Sec. 106 $\frac{1}{2}$. Whenever the county board of equalization shall have completed its work of revaluing and re-equalizing any class or classes of property, by order of the State board of equalization, as provided in section 106 of this act, the said county board of equalization shall certify under their signatures to the correctness thereof, and shall deliver said re-assessment or re-equalization to the tax assessor of the county as their report, and the tax assessor shall hold them in his office subject to public inspection. The tax assessor shall then give notice by publication once a week for three consecutive weeks in a newspaper published in the county, if any be published in the county; if no newspaper be published in the county, by posting notice in at least three public places in the county, that the county board of equalization has returned its report, and that the same is open to inspection, and that the said board will convene at the court house, in the county, on a day to be named and fixed in said notice, to correct any errors in their valuation, and shall also give a like notice in person or by mail. It shall be the duty of the board to see that such notice is given, and to convene at the court house in their respective counties on the day named and fixed in said notice, and remain in session as long as may be necessary for the

purpose of hearing objections, if any, made against said re-valuation and re-equalization so fixed by said county board, and that at such meeting any property owner may appear in person or by attorney and make his objections to the values made by the county board of equalization, and produce evidence in support thereof. And it shall be the duty of the county board of equalization to examine the complainant, under oath, and to examine any other witnesses, under oath, as to the reasonable cash value of the property of said owner, and if they find from the evidence that the re-values placed by them on the property was not sixty per cent. of the reasonable cash value of such property, then they shall correct the valuation upon the tax returns as their report of said re-valuation and re-equalization, so that it will show sixty per cent. of the reasonable cash value, and such corrected amount so entered by the board shall constitute the taxable value of said property; but if the board shall find from all the evidence that the re-valuation placed by them on the property was sixty per cent. of the reasonable cash value thereof, then said revaluation shall remain and stand as the taxable value of said property.

The revised and corrected property valuation thus made shall be fixed as the legal valuation of property for the payment of taxes and it shall be the duty of the taxpayer to pay his taxes thereon accordingly.

Amend section 108 by striking out all of the words in the last line of said section after the words "misdemeanor."

Amend section 111 by inserting in line 1, after the word "assessment," the following words, "of real property;" and after the word "arbitration," in line 2, "or judgment of court."

Amend said bill by striking out section 114, on page 26 of the bill, and insert in lieu thereof the following: "Sec. 114. It shall be the duty of the State board of equalization to assess for taxation the roadbed, right of way, side tracks and main tracks of all railroads in this State; and also all locomotives, engines, and passenger, freight, platform, construction, and other cars of such railroad companies, and merchandise and sup-

plies kept or carried on trains for sale or other disposition for a profit by such companies, to employees or other persons in this State.

All the wire, poles, batteries, instruments and articles of all kinds and all other property in this State of telegraph and telephone companies.

All property, real or personal, belonging to railroad, telegraph, telephone, sleeping-car, and express companies, which is not required by the provisions of this act to be assessed by the State board of equalization, must be returned to the tax assessor of the county in which it is taxable, and by him assessed as other property in the county is returned and assessed."

Amend section 122 by inserting after the words "he may," in line 2, the following, "appeal as provided in this act, or he may." Further amend section 122 by inserting the following words in line 4, after the word "third" and before the word "majority," the following words: "If the arbitrators so selected do not within five days select an umpire, then either of the arbitrators shall notify the Governor of such fact, and the Governor shall forthwith select the umpire." Further amend section 122 by striking out all of the last line of page 27,, beginning with the word "in," down to and including the word "and," in line 2, from the end of said section; and also the word "third," in next to the last line of said section, and add the letter "s" to the word "arbitrator," on the second to the last line.

Amend section 123 by inserting after the word "arbitration," in second line of said section, the words "or appeal."

Amend said bill by striking out section 147.

Amend section 148 by inserting after the words "demand an," in line 3, and before the word "arbitration," the following words: "Appeal as herein provided." Amend said section further by striking out the words "Chief Justice of Supreme Court," in line 7 of said section, and insert in lieu thereof the word "Governor;" and also by striking out the words in said line "Chief Justice," and insert in lieu thereof the word "Governor." Amend said section further by adding after the word "final," in line 8, the words "unless an

appeal is taken." Amend said section further by striking out all of the words after the word "case," on line 6, from the end of said section, beginning with the word "in," and down to and including the word "and," on second line from the end of section; and also by striking out the word "third," in the last line of said section, and adding the letter "s" to the word "arbitrator," in the last line.

Amend section 154 by striking out all of the words in line 3, after the word "round," and also the word "county," in line 4, before the word "in."

Amend said act by striking out section 156 on page 34 of said act, and insert in lieu thereof the following:

"Sec. 156. The tax collector shall be entitled to receive commissions on State taxes, whether general or special (but not on each separately) collected by him as follows, to wit:

"In counties where the State taxes collected does not exceed ten thousand dollars, the rate of commissions shall be four per cent. In counties where the State taxes collected is over ten thousand dollars and does not exceed fifty thousand dollars, the commission shall be the same up to ten thousand dollars and one and one-half per cent. on the remainder. In counties where the State taxes collected is over fifty thousand dollars and does not exceed one hundred thousand dollars, the commissions shall be the same up to fifty thousand dollars and one per cent. on the remainder. In counties where the State taxes collected is over one hundred thousand dollars, the commissions shall be the same up to one hundred thousand dollars and three-fourths of one per cent. on the remainder. In counties where the State taxes collected is over two hundred thousand dollars, the commissions shall be the same up to two hundred thousand dollars and one-half of one per cent. on the remainder. He shall also be entitled to receive the same rate of commissions on the amount of county taxes, whether general or special (but not on each separately), collected by him. He shall also receive five per cent. of the amount of all taxes upon property assessed by him which has escaped taxation in any previous year.

such previous assessment not having been made while he was tax collector. Provided, that after the expiration of the present terms of tax collector no commissions shall be allowed or received on any assessment of any local special school tax. Provided, further, that this section shall not apply to any tax collector now in office."

"The tax collector may retain his commissions upon collections when he makes payment to the State and county treasuries."

Amend section 159 by inserting after the word "residence," in line 4, the following: "Or by registered mail, return card demanded to his last known place of residence."

Amend section 162 by striking out the word "stub," in the second line of said section.

Amend section 163 by striking out the word "stub" wherever it occurs in said section. Amend said section further by inserting after the word "receipts," where it occurs in the first line, the words "with duplicate sheets," and amend further by inserting the word "duplicate," in said section, line 3, where the word "stub" is stricken. And amend further by inserting the word "duplicate" where the word "stub" is stricken in line 5.

Amend section 191 by adding to said section after the last word therein, the following words: "That for the failure of any tax collector to make any of the settlements herein required to be made by the 10th day of July of each year, he shall forfeit \$10.00 per day due him on the amount which may be due and payable by him on such settlements respectively; and it shall be the duty of the State auditor or the county treasurer, or custodian of county funds, as the case may be, to withhold all commissions in cases where settlements are not made by said 10th day of July of each year."

Amend section 198 by striking out all of the section after the words "shall receive," in line 7, and insert in lieu thereof the following: "Such compensation as may be fixed by the governing body of such municipality, not to exceed one-fourth of one per cent. for assessing and one-fourth of one per cent. for collecting."

Amend section 206 by inserting after the words "if any notice," in line 3, the following, "is not returned or."

Amend section 236 by adding at the end of said section the following: "Together with all costs which are adjudged against him in any suit concerning said land involving such tax title."

Amend section 237 by inserting after the word "tax sale," in line 8, the following: "For all amounts paid by him for such land, together with cost of suit for same." Amend said section further by adding at the end thereof the following: "Together with cost adjudged against him in suit for such lands."

Amend section 241 by inserting at the end thereof the following: "The court may order the land sold or condemn them to the satisfaction of the debt."

Amend section 247 by striking out the word "day set for," in line 3 of said section after the words "before the," and before the word "trial." Amend said section further by striking out the word "twenty-five," in line 5, and insert in lieu thereof the word "ten."

Amend section 254 by inserting after the word "county treasurer," in line 6, the following: "Or custodian of the county funds." And amend further by inserting after the word "treasurer," in line 7, the words, "or custodian of county funds."

Amend section 258 by adding at the end thereof the following: "Any one in possession shall have the right to the growing crops planted by him."

Amend section 261 by striking out all of said section after the word "collector," on line 2, from the bottom of said section, and insert in lieu thereof the following: "Such purchaser on failure of his title shall have his lien and charges assessed by the court or by a jury, and may foreclose the same by proceedings at law in such suit."

Amend section 289 by striking out the word "or," in the second line of said section, between the words "state and county," and insert in lieu thereof a comma, and insert after the word "county," where it occurs first on said line, the words "or municipal." And amend further by inserting after the word "county" and be .

fore the word "treasurer," where they occur in said line, the words "or municipal." And amend further by inserting after the word "treasurer," in said line, the words "or other authority for receiving money belonging to the State, county or municipality."

Amend section 290 by striking out all of said section after the word "conviction," in line 3, and insert in lieu thereof the following: "Shall be guilty of a misdemeanor."

Amend said bill by adding thereto section 295. "If any section, clause or provision of this act shall be held to be void, or ineffective for any cause, it shall not affect any other section, clause or provision of this act."

Amend said bill further by adding thereto:

Sec. 296. All proceedings of the assessment or collection of any taxes now pending before any board or officer whose authority, power, or jurisdiction is terminated by this act, shall be and is immediately transferred from such officer, court or board, to the officer, court, or board having authority and jurisdiction under this act, and shall be prosecuted and proceeded with as if originally commenced by or before such board or officer, and such obligations as have been legally incurred by the State tax commission are hereby transferred to the State board of equalization.

Amend said bill by striking out sections 3, 4, 5, 6, 7, 7½, 8, 9, and 11.

Amend said bill further by renumbering sections.

Amend said bill by adding:

Sec. 297. That all officers provided for in this act may be impeached in the same manner, and for the same cause provided for in the Constitution of the State of Alabama, or as provided for in chapter 232 of the Code of Alabama, and may be tried as therein provided for other officers.

Exhibit "A."

Amend said bill by striking out section 22 on page 17 of the printed bill and insert in lieu thereof the following:

"Sec. 22. Every corporation organized under the laws of this State, except strictly benevolent, educational

or religious corporations, shall pay annually to the judge of probate of the county in which it is incorporated, for the use of the State, a franchise tax of one-tenth of one per cent. upon the amount of its capital stock.

Every corporation organized under the laws of any other State, nation or territory, and doing business in this State, except strictly benevolent, educational or religious corporations, shall pay annually to a judge of probate of a county in which it has a resident agent, or in which it does any business, for the use of the State a franchise tax of one-tenth of one per cent. upon the actual amount of capital employed in the State.

A. The president or other executive head and the secretary of every corporation subject to a franchise tax under this section, shall make a written statement, under oath, to the judge of probate, showing the name of the corporation, the state or county under whose laws it was incorporated, its principal place of business in this State, the total amount of its capital stock, the actual amount of capital employed in this State, if it is a corporation at the time of the statement authorized to do business in this State, or the actual amount of capital it is proposed shall be employed in this State if it is a corporation not then qualified to do business in this State.

B. The judge of probate with whom any such statement is filed may summon before him any of the officers of the corporation, or any other witness, and swear and examine them, and inspect any of the books, papers or documents of the corporation, and for that purpose may compel their production as courts of equity might do; and if he is satisfied from the evidence thus obtained that the amount of capital of any domestic corporation is placed in the statement at a less amount than it should be, or if it is a foreign corporation, and he is satisfied from the evidence thus obtained that the amount of capital actually employed or to be employed, as the case may be, in this State, is placed in the statement at a less amount than it should be, he shall demand payment of the tax upon the amount of capital stock of domestic corporations which he finds

is actually due, and he shall demand from foreign corporations payment of the tax upon the amount of capital which he finds is actually employed, or to be employed in this State.

C. From the findings of the probate judge, either party may appeal within ten days to the next term of the circuit court, or other court of like jurisdiction, where the cause shall be tried *de novo*, but a bond in double the amount of the tax as ascertained by the judge of probate to be due, and probable cost shall be required of the corporation, conditioned to prosecute such appeal to effect and pay such judgment as the court may render.

D. No foreign corporation required to pay a tax under this act shall do any business in the State of Alabama not constituting interstate commerce, or maintain or demand any action in any of the courts of this State upon a contract made in this State other than contracts based upon interstate commerce, unless such corporation shall have paid such tax within sixty days after the same became due.

E. The payment of the franchise tax required by this act in any one county shall be sufficient, notwithstanding the said corporation may do business or have a resident agent in more than one county.

F. The payment of the franchise tax required by this act shall not exempt any corporation paying the same from the payment of the regular license or privilege tax specified or required for engaging in or carrying on any business for the engaging in or carrying on of which a license is required of individuals, firms, or corporations.

C. In addition to the amount of franchise tax required to be paid by each foreign corporation to the State, such foreign corporation shall pay to the county for the use of such county an amount equal to one-half the amount paid by it to the State, and such amount so received shall be paid over by the probate judge to the county treasurer for the use of the county.

H. In ascertaining the amount of the annual franchise tax which shall be paid by any foreign corporation doing business in this State under this article, there

shall be deducted from the amount of the capital employed by such corporation in this State the aggregate amount of loans of money made by such corporations in this State, and which shall be secured by existing mortgage or mortgages to it on real estate in this State, and upon which mortgages there shall have been paid the recording privilege tax provided by law.

Mr. Bulger moved that the Senate consider said bill and amendments as a committee of the whole.

Mr. Hartwell moved to lay said motion on the table, which prevailed.

Yeas, 19; nays, 12.

Yeas:

Messrs.:	Faulk	Judge	Milner
Arrington	Green	Key	Price
Bell	Hartwell	Kline	Thach
Brown	Higgins	Lee	Wallace
Easterly	Jones	Lewis	Winkler

—19.

Nays:

Messrs.:	Cooper	Hall	Lusk
Bonner	Denson	Hollis	Miller
Bulger	Elrod	Holmes	Weathers
Burns			

—12.

Mr. Lusk moved that the Senate postpone further action on said bill and amendments until the next legislative day and have 500 copies of the proposed amendments printed for the use of the Senate.

Mr. Lee moved to lay said motion on the table, which prevailed.

The committee amendments proposed to said bill by the Committee on Finance and Taxation were then taken up.

First amendment, to wit:

After the words "general revenues," in the caption, insert the following words: "Abolish the State tax commission and to transfer all its powers, authority and jurisdiction and all proceedings pending for assessment and collection of taxes."

Was adopted.

Yeas 27; nays, 2.

Yeas:

Messrs.:	Denson	Higgins	Miller
Arrington	Easterly	Hill	Milner
Bell	Ellis	Holmes	Price
Bonner	Faulk	Judge	Pride
Brown	Green	Key	Wallace
Bulger	Hall	Kline	Weathers
Cooper	Hartwell	Lusk	Winkler

—27.

Nays: Messrs. Hollis, Lewis.—2.

The second amendment, to wit:

Also strike out of subdivision one of section 2 the following words: "And all other property now exempt by law."

Was adopted.

Yeas, 20; nays, 6.

Yeas:

Messrs.:	Easterly	Jones	Lusk
Arrington	Faulk	Key	Miller
Bell	Hartwell	Kline	Milner
Bonner	Hill	Lee	Wallace
Burns	Holmes	Lewis	Winkler
Denson			

—20.

Nays:

Messrs.:	Elrod	Hollis	Price
Ellis	Green	Judge	

—6.

The third amendment, to wit:

Also insert in subdivision 5, section 2, after the word "disabled," the following words: "By the loss of a hand or foot by paralysis or amputation, or the loss of an eye or palsied."

Mr. Lewis moved that said amendment number three be laid upon the table, which motion prevailed, and said amendment was laid upon the table.

The fourth amendment, to wit:

And by inserting in subdivision 7 of section 2 after the word "oxen," the words: "Or one mule or one horse used for farm purposes."

Mr. Jones moved to lay said amendment on the table, which was lost.

Yeas, 3; nays, 29.

Yeas:			
Messrs.:	Bell	Jones	Key
—3.			
Nays:			
Messrs.:	Easterly	Hollis	Miller
Arrington	Ellis	Holmes	Milner
Bonner	Faulk	Judge	Price
Brown	Green	Kline	Thach
Bulger	Hall	Lee	Wallace
Burns	Hartwell	Lewis	Weathers
Cooper	Higgins	Lusk	Winkler
Denson	Hill		
—29.			

And said fourth amendment was then adopted.

Yeas, 29; nays, 2.

Yeas:			
Messrs.:	Easterly	Hollis	Milner
Arrington	Ellis	Holmes	Price
Bonner	Faulk	Judge	Pride
Brown	Green	Kline	Thach
Bulger	Hall	Lewis	Wallace
Burns	Hartwell	Lusk	Weathers
Cooper	Higgins	Miller	Winkler
Denson	Hill		
—29.			

Nays: Messrs. Bell, Key.—2.

The fifth amendment, to wit:

Also by striking out of subdivision 7 the word "stock" before the word "hogs."

Was adopted.

Yeas, 28; nays, 0.

Yeas:			
Messrs.:	Burns	Ellis	Hartwell
Arrington	Cooper	Faulk	Higgins
Bell	Denson	Green	Hollis
Bulger	Easterly	Hall	Holmes

Jones	Lee	Miller	Thach
Judge	Lewis	Price	Weathers
Key	Lusk	Pride	Winkler
Kline			—28.

Nays, 0.

The sixth amendment, to wit:

Amend by inserting after the words "within this State," where it first appears in section 13, the following: "All other property of every character in this State not herein expressly exempted shall be subject to taxation."

Pending the consideration of which.

RECESS.

At 1 o'clock P. M., on motion of Mr. Key, the Senate took a recess until 3 o'clock P. M.

AFTERNOON SESSION—THIRTY-FOURTH DAY.

Friday, August 20, 1915.

The Senate re-assembled at 3 o'clock P. M.

ROLL CALL.

On a call of the roll 25 Senators answered to their names, a quorum of the Senate.

INTRODUCTION OF BILLS.

Upon a call of districts bills were introduced, severally read one time, and referred to appropriate standing committees, as follows:

By Mr. Key:

S. 831. To appropriate the net revenues received by the State from the licensing of motor vehicles, dealers and manufacturers of motor vehicles, garages, and chauffeurs, to the State Highway Department.

Committee on Finance and Taxation.

By Mr. Hollis:

S. 832. To amend an act entitled an act "to amend section 3231 of the Code of Alabama, approved April 6th, 1911."

Committee on Judiciary.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bill:

H. 851. To prescribe and fix the license or privilege tax to be paid by every person, firm, company, corporation or association engaged in any business, vocation, occupation, calling or profession in this State, or who shall in this State exercise any privileges for which a license or privilege tax is or may be charged; to provide for and regulate the collection of such license or privilege tax; to fix the compensation to be paid for the collection of such license or privilege tax; to provide for the distribution, application and safe-keeping of the funds arising from the collection of such license or privilege tax; to fix a penalty for doing business without a license, and to provide for the enforcement thereof; and to further provide for the general revenues.

And sends same herewith to the Senate.

W. F. Herbert,
Clerk.

HOUSE MESSAGES.

The House bill in the foregoing House message was read once and referred to appropriate standing committee as follows:

H. 851. To the Committee on Finance and Taxation.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has non-concurred in the Senate amendment to:

H. 35. To amend section 6957 of the Code of Alabama.

And requests Committee of Conference.

Committee on part of House. Messrs.: John, Bealle, Gordon.

And sends same herewith to the Senate.

W. F. Herbert,
Clerk.

HOUSE MESSAGE.

On motion of Mr. Brown, the Senate acceded to the request of the House for a Committee of Conference on the disagreement of the two Houses as to the Senate amendments to:

H. 35. To amend section 6957 of the Code of Alabama.

And the president of the Senate appointed as a committee on the part of the Senate: Messrs. Brown, Key, and Holmes.

UNFINISHED BUSINESS.

The Senate proceeded to consider the unfinished business of the morning session, which was amendment No. 6, offered by the Committee on Finance and Taxation to H. 850.

Mr. Green moved to lay said amendment on the table, which prevailed:

Yeas, 16; nays, 11.

Yeas:

Messrs.:	Denson	Green	Lee
Arrington	Easterly	Hartwell	Pride
Bell	Ellis	Key	Thach
Bonner	Faulk	Kline	Wallace
Brown			

—16.

Nays:

Messrs.:	Cooper	Judge	Miller
Bulger	Higgins	Lewis	Milner
Burns	Hill	Lusk	Winkler

—11

The seventh amendment, to wit:

Insert at the end of subdivision 1 of section 14, after the word "soil," the following words, "except growing crops."

Was adopted.

Yeas, 26; nays, 0.

Yeas:

Messrs.:	Cooper	Hill	Miller
Arrington	Denson	Judge	Pride
Bell	Ellis	Key	Thach
Bonner	Faulk	Kline	Wallace
Brown	Green	Lee	Weathers
Bulger	Hartwell	Lewis	Winkler
Burns	Higgins	Lusk	—26

Nays, 0.

Amendment No. 7½, to wit:

Amend said act by adding at the end of subdivision 2 of section 14, on page 4, of the bill, the following: "And street railroads, printing presses and materials."

Was adopted.

Yeas, 22; nays, 0.

Yeas:

Messrs.:	Ellis	Holmes	Miller
Arrington	Faulk	Key	Milner
Bonner	Green	Kline	Thach
Bulger	Hartwell	Lee	Wallace
Denson	Higgins	Lewis	Weathers
Easterly	Hill	Lusk	—22.

Nays, 0.

Eighth amendment, to wit:

By adding to the end of subdivision 3 of section 14, the following words: "Regardless of where such vessel may be registered."

Was adopted.

Yeas, 24; nays, 0.

Yeas:

Messrs.:	Bulger	Ellis	Higgins
Bell	Burns	Faulk	Hill
Bonner	Denson	Green	Key
Brown	Easterly	Hartwell	Kline

Lee	Miller	Thach	Weathers
Lewis	Pride	Wallace	Winkler
Lusk			—24.

Nays, 0.

Ninth amendment, to wit:

By striking out of subdivision 6 of section 14, the following: "All solvent credits or credits of value from which money loaned or credits, the indebtedness of the taxpayer shall be deducted and the excess only shall be taxed."

Was adopted.

Yeas, 22; nays, 4.

Yeas:

Messrs.:	Cooper	Hartwell	Milner
Arrington	Denson	Hill	Pride
Bell	Easterly	Judge	Wallace
Brown	Ellis	Kline	Weathers
Bulger	Faulk	Lee	Winkler
Burns	Green	Miller	—22.

Nays:

Messrs.:	Key	Lewis	Lusk
Higgins			—4.

The tenth amendment, to wit:

Amend the bill further by adding after the word "value" at the end of section 16, the following: "Provided, however, that whenever in the opinion of the Governor the said sixty per cent. is more than necessary to defray the expenses of the State government for any year, he shall by proclamation, reduce said percentage of value to a per centage that in his judgment is only necessary to defray the expenses of the State government, and such per centage so fixed by the Governor shall be the basis of taxation for said year for the State, county and municipality."

Was, upon motion of Mr. Denson, laid upon the table.

Yeas, 15; nays, 8.

Yeas :

Messrs. :	Bulger	Holmes	Lewis
Bell	Denson	Key	Milner
Bonner	Ellis	Kline	Thach
Brown	Green	Lee	Weathers

—15.

Nays :

Messrs. :	Faulk	Higgins	Lusk
Cooper	Hartwell	Hill	Miller
Easterly			

—8.

The eleventh amendment, to wit:

Amend further by striking out of section 19, the following words: "The name and address of every shareholder so far as known."

Was adopted.

Yeas, 23; nays, 0.

Yeas :

Messrs. :	Ellis	Holmes	Lusk
Arrington	Faulk	Judge	Miller
Bulger	Green	Key	Milner
Burns	Hartwell	Kline	Thach
Cooper	Higgins	Lee	Wallace
Denson	Hollis	Lewis	Weathers

—23.

Nays, 0.

The twelfth amendment, to wit:

Amend by inserting in section 19 after the word "share," and before the words "shall constitute," in the 14th line from the bottom of the section, the word "issued;" and by striking out the words "real estate," where they appear next after the foregoing amendment in the same section, and insert in lieu thereof the word "property;" and strike out the words "shareholders," and insert the words "the bank" before the words "at sixty per cent.;" and by striking out the words "for the shareholders respectively;" and by striking out the word "their" before the word "shares," and insert "the."

Was adopted.

Yeas, 20; nays, 1.

Yeas:

Messrs.:	Ellis	Hill	Lewis
Bulger	Faulk	Holmes	Lusk
Burns	Green	Judge	Miller
Cooper	Hartwell	Kline	Thach
Denson	Higgins	Lee	Weathers
Easterly			

—20.

Nay: Mr. Key.—1.

The thirteenth amendment, to wit:

And by further amending section 19 by striking out the last clause thereof beginning with the words "it shall be no."

Was adopted.

Yeas, 20; nays, 0.

Yeas:

Messrs.:	Easterly	Higgins	Lee
Bell	Ellis	Holmes	Lewis
Bulger	Faulk	Judge	Lusk
Burns	Green	Key	Thach
Cooper	Hartwell	Kline	Weathers
Denson			

—20.

Nays, 0.

The fourteenth amendment, to wit:

Also amend section 21 by striking out the following words: "To the person in whose name such shares stand on the books of the corporation and not."

Was adopted.

Yeas, 21; nays, 0.

Yeas:

Messrs.:	Easterly	Hill	Lee
Brown	Ellis	Holmes	Lewis
Bulger	Faulk	Judge	Thach
Burns	Green	Key	Weathers
Cooper	Hartwell	Kline	Winkler
Denson	Higgins		

—21.

Nays, 0.

The fifteenth amendment, to wit:

Further amend by inserting in section 21 after the word "corporation" and before the words "and sixty per cent.," the following words, "assessed for taxation;" and by inserting after the word "shares" and before the words "shall constitute," where next appearing after the last amendment the word "issued;" and by striking out of said section the following, "and the amount so paid for any shareholder shall be a lien on any interest which such shareholder may have in any property owned by the corporation;" and by striking out of said section the following, "it shall be no ground for objection to such assessment of shares that the same is entered upon the assessment books in the name of the corporation." And also by striking out from said section the words "under the laws of Alabama," in the fifth line from the bottom of section 21, after the word "assessed value of" and before the words "property owned," insert the word "real."

Was adopted.

Yeas, 21; nays, 0.

Yeas:

Messrs.:	Ellis	Hollis	Lewis
Bulger	Faulk	Judge	Miller
Burns	Green	Key	Milner
Cooper	Hartwell	Kline	Thach
Denson	Higgins	Lee	Weathers
Easterly	Hill		—21.

Nays, 0.

The sixteenth amendment, to wit:

Further amend by striking out all of section 21½.

Was adopted.

Yeas, 21; nays, 0.

Yeas:

Messrs.:	Denson	Green	Judge
Bell	Easterly	Hartwell	Key
Bulger	Ellis	Higgins	Kline
Burns	Faulk	Hill	Lewis

Lusk	Thach	Weathers	Winkler	
Miller	Wallace			—21.

Nays, 0.

The seventeenth amendment, to wit:

Further amend by striking out all of section 22, and insert in lieu thereof Exhibit "A," being as follows:

EXHIBIT "A."

Amend said bill by striking out section 22, on page 17, of the printed bill, and insert in lieu thereof, the following:

"Sec. 22. Every corporation organized under the laws of this State, except strictly benevolent, educational or religious corporations, shall pay annually to the judge of probate of the county in which it is incorporated, for the use of the State, a franchise tax of one-tenth of one per cent. upon the amount of its capital stock.

Every corporation organized under the laws of any other state, nation or territory and doing business in this State, except strictly benevolent, educational, or religious corporations, shall pay annually to a judge of probate of a county in which it has a resident agent, or in which it does any business, for the use of the State, a franchise tax of one-tenth of one per cent. upon the actual amount of capital employed in the State.

A. The president or other executive head and the secretary of every corporation subject to a franchise tax under this section, shall make a written statement, under oath, to the judge of probate, showing the name of the corporation, the state or county under whose laws it was incorporated, its principal place of business in this State, the total amount of its capital stock, the actual amount of capital employed in this State, if it is a corporation at the time of the statement authorized to do business in this State, or the actual amount of capital it is proposed shall be employed in this State if it is a corporation not authorized to do business in this State.

B. The judge of probate with whom any such statement is filed may summon before him any of the offi-

cers of the corporation, or any other witness, and swear and examine them, and inspect any of the books, papers, or documents of the corporation, and for that purpose may compel their production as courts of equity might do; and if he is satisfied from the evidence thus obtained that the amount of capital of any domestic corporation is placed in the statement at a less amount than it should be, or if it is a foreign corporation, and he is satisfied from the evidence thus obtained that the amount of capital actually employed or to be employed, as the case may be, in this State, is placed in the statement at a less amount than it should be, he shall demand payment of the tax upon the amount of capital stock of domestic corporations which he finds is actually due, and he shall demand from foreign corporations payment of the tax upon the amount of capital which he finds is actually employed, or to be employed, in this State.

C. From the findings of the probate judge, either party may appeal within ten days to the next term of the circuit court, or other court of like jurisdiction, where the cause shall be tried *de novo*, but a bond in double the amount of the tax as ascertained by the judge of probate to be due, and probable cost, shall be required of the corporation, conditioned to prosecute such appeal to effect and pay such judgment as the court may render.

D. No foreign corporation required to pay a tax under this act shall do any business in the State of Alabama not constituting interstate commerce, or maintain or demand any action in any of the courts of this State upon a contract made in this State other than contracts based upon interstate commerce, unless such corporation shall have paid such tax within sixty days after the same became due.

E. The payment of the franchise tax required by this act in any one county shall be sufficient, notwithstanding the said corporation may do business or have a resident agent in more than one county.

The payment of the franchise tax required by this act shall not exempt any corporation paying the same from the payment of the regular license or privilege

tax specified or required for engaging in or carrying on any business for the engaging in or carrying on of which a license is required of individuals, firms, or corporations.

G. In addition to the amount of franchise tax required to be paid by each foreign corporation to the State, such foreign corporation shall pay to the county for the use of such county an amount equal to one-half the amount paid by it to the State, and such amount so received shall be paid over by the probate judge to the county treasurer for the use of the county.

H. In ascertaining the amount of the annual franchise tax which shall be paid by any foreign corporation doing business in this State under this article, there shall be deducted from the amount of the capital employed by such corporation in this State the aggregate amount of loans of money made by such corporations in this State, and which shall be secured by existing mortgage or mortgages to it on real estate in this State, and upon which mortgages there shall have been paid the recording privilege tax provided by law.

Mr. Hartwell offered the following amendment to said amendment, to wit:

"Amend the amendment by striking out the words "one-tenth of one per cent.," where they occur therein, and inserting in lieu thereof the words, "one-twentieth of one per cent."

Pending the consideration of which.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bills:

H. 1408. To amend section 43 of the Code of Alabama, 1907. (Relates to securing samples of fertilizers.)

H. 880. To prevent the spread of tuberculosis by the creation of a tuberculosis commission, to provide for its organization and work, and to authorize the erection and maintenance of local hospitals under its supervision.

H. 1007. To amend section 1408 of the Code of Alabama.

H. 1106. To provide for the discovery of assets of judgment debtors and to facilitate the enforcement of collection of judgments in courts of law or equity in this State.

H. 440. To amend sections 6958 and 6965 of the Code of Alabama. (Relating to game laws.)

H. 1180. To provide for the recovery of damages caused by rabid dogs.

H. 726. To prevent the working of State and county convicts in mines, turpentine camps, lumber camps and all other private employment under lease or contract.

H. 966. To authorize the courts of county commissioners, boards of revenue, or other like governing bodies of the several counties of the State to work county and State convicts on the public roads and bridges of their respective counties, to hire their county convicts to the governing bodies of other counties, to authorize the governing bodies of the several counties to hire from the governing bodies of other counties their county convicts, and to authorize the governing bodies of the several counties to hire from the State of Alabama State convicts, for the purposes of working, grading, building and maintaining the public roads and bridges of the several counties of the State, and to pay for such convict hire; and to employ the necessary guards to prevent the escape of convicts and to procure medical treatment for convicts so employed and to purchase the necessary cells and equipment for the confinement of said convicts.

H. 1123. To permit all common carriers in this State to grant free transportation to needy Confederate Veterans to and from the State and national reunions of the United Confederate Veterans.

H. 1301. To amend sections 1954, 1955, 1956, 1957, 1958, 1959, 1960, 1961, 1962, 1963, 1964, 1965, 1966, 1967, 1968, 1969, and 1970 of the Code of Alabama. (Relates to Alabama Boys Industrial School.)

H. 1008. To amend section 1409 of the Code of Alabama.

H. 480. To prohibit the appropriation of any of the public school fund paid out of the State treasury, to

be appropriated, or applied to the support of any high school.

H. 980. To amend an act entitled, "An act to authorize courts of county commissioners, or boards of revenue of any county in which the State or Federal authorities shall take or have taken up the work of farm demonstration or organization of farm life clubs, and to appropriate funds for aiding in such work," approved February 28, 1911.

And sends the same herewith to the Senate.

W. F. Herbert,
Clerk.

HOUSE MESSAGES.

The House bills in the foregoing House message were severally read once and referred to appropriate standing committees as follows:

H. 480. To the Committee on Education.

H. 980. To the Committee on Finance and Taxation.

H. 1008, 1301, 440, 1007. To the Committee on Revision of Laws.

H. 1123. To the Committee on Commerce and Common Carriers.

H. 966, 1180. To the Committee on Judiciary.

H. 762, 1106. To the Committee on Penitentiary, Prison and Prison Punishment.

H. 880. To the Committee on Public Health.

H. 1408. To the Committee on Agriculture.

MESSAGE FROM THE HOUSE.

Mr. President:

The Speaker of the House having signed the following House bills, your signature thereto is requested:

H. 422. An act to amend section 4695 of the Code of Alabama, 1907.

H. 1049. An act to divide the county of Chambers into four commissioner districts, and to provide for the election of a commissioner for each district.

H. 1061. An act to tax all dogs in the county of Morgan and to provide for the collection and disposal of said fund, and to declare all dogs outlaws running at large unaccompanied by their owners.

H. 495. An act to establish an inferior court in precincts 2 and 33 in Jefferson county, Alabama, said precincts lying within or partly within the city of Bessemer, in lieu of all justices of the peace in said precincts, and to define the jurisdiction and power of the said court, and of the judge, clerk and other officers thereof, and to provide for a place for holding the same.

H. 677. An act for the relief of W. E. Jones, J. E. Fore, C. J. Jackson, W. R. Blackwell, William B. Green, and M. McFountain.

H. 748. An act to authorize the court of county commissioners of Ecambia county to purchase blood hounds, or dogs that have been trained to track humans, to pay for the same out of the general funds of the county and to make monthly appropriations out of the county funds for the purpose of defraying the expenses of keeping said dogs.

H. 1376. An act to repeal an act entitled "An act to authorize and require the commissioners court of Marion county, to set apart and appropriate money from the general fund of said county, with which to pay and discharge certificates of State witnesses issued by the foreman of the grand jury and by the clerk of the circuit court of said county, fees, which by law become a good claim against the fine and forfeiture fund of said county, after the approval of this act, and to regulate the manner of said payments, and fixing the amounts of said witness fees and also to fix the fees of witnesses in the circuit court of said county," approved March 2, 1901.

H. 1377. An act to fix and regulate the fees of witnesses in criminal cases in the county court, and circuit court of Marion county, Alabama, and before the grand jury of said county, and to provide for the payment thereof.

H. 390. An act to amend section 2995 of the Code.

H. 424. An act to amend section 4906 of the Code of Alabama.

H. 1375. An act to repeal an act entitled An act to amend section 1 of an act entitled "An act to authorize and require the commissioners court of Marion county to set apart and appropriate money from the general

fund of said county, with which to pay and discharge certificates of State witnesses issued by the foreman of the grand jury and by the clerk of the circuit court of said county, fees, which by law become a good claim against the fine and forfeiture fund of said county, after the approval of this act, and to regulate the manner of said payments, and fixing the amounts of said witness fees, and also to fix the fees of witnesses in the circuit court of said county," approved March 2, 1901—said amended act being approved March 24, 1915.

H. 1222. An act to appropriate the sum of one hundred thousand dollars annually, or so much thereof as may be necessary, to be used by the Governor in and about the payment of interest on State warrants, payment of which may be delayed on account of the lack of funds in the State treasury.

W. F. Herbert,
Clerk.

SIGNING OF BILLS.

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after titles had been publicly read at length by the secretary of the Senate, signed the following bills:

H. 422. An act to amend section 4695 of the Code of Alabama, 1907.

H. 1049. An act to divide the county of Chambers into four commissioner districts, and to provide for the election of a commissioner for each district.

H. 1061. An act to tax all dogs in the county of Morgan and to provide for the collection and disposal of said fund, and to declare all dogs outlaws running at large unaccompanied by their owners.

H. 495. An act to establish an inferior court in precincts 2 and 33 in Jefferson county, Alabama, said precincts lying within or partly within the city of Bessemer, in lieu of all justices of the peace in said precincts, and to define the jurisdiction and power of the said

court, and of the judge, clerk and other officers thereof, and to provide for a place for holding the same.

H. 677. An act for the relief of W. E. Jones, J. E. Fore, C. J. Jackson, W. R. Blackwell, William B. Green, and M. McFountain.

H. 748. An act to authorize the court of county commissioners of Ecambia county to purchase blood hounds, or dogs that have been trained to track humans, to pay for the same out of the general funds of the county and to make monthly appropriations out of the county funds for the purpose of defraying the expenses of keeping said dogs.

H. 1376. An act to repeal an act entitled "An act to authorize and require the commissioners court of Marion county, to set apart and appropriate money from the general fund of said county, with which to pay and discharge certificates of State witnesses issued by the foreman of the grand jury and by the clerk of the circuit court of said county, fees, which by law become a good claim against the fine and forfeiture fund of said county, after the approval of this act, and to regulate the manner of said payments, and fixing the amounts of said witness fees and also to fix the fees of witnesses in the circuit court of said county," approved March 2, 1901.

H. 1377. An act to fix and regulate the fees of witnesses in criminal cases in the county court, and circuit court of Marion county, Alabama, and before the grand jury of said county, and to provide for the payment thereof.

H. 390. An act to amend section 2995 of the Code.

H. 424. An act to amend section 4906 of the Code of Alabama.

H. 1375. An act to repeal an act entitled An act to amend section 1 of an act entitled "An act to authorize and require the commissioners court of Marion county to set apart and appropriate money from the general fund of said county, with which to pay and discharge certificates of State witnesses issued by the foreman of the grand jury and by the clerk of the circuit court of said county, fees, which by law become a good claim against the fine and forfeiture fund of said county,

after the approval of this act, and to regulate the manner of said payments, and fixing the amounts of said witness fees, and also to fix the fees of witnesses in the circuit court of said county," approved March 2, 1901—said amended act being approved March 24, 1915.

H. 1222. An act to appropriate the sum of one hundred thousand dollars annually, or so much thereof as may be necessary, to be used by the Governor in and about the payment of interest on State warrants, payment of which may be delayed on account of the lack of funds in the State treasury.

RESOLUTIONS.

Mr. Hartwell introduced the following joint resolution:

S. J. R. 137. Resolved by the Senate, the House concurring, that the Legislature of Alabama extend its sympathy to Galveston, Houston, and to the State of Texas for the loss of life and property sustained by them during the recent hurricane which visited their borders, and that the secretary of State be requested to send a copy of these resolution to the Governor of the State of Texas.

Which was, under a suspension of the rules, adopted.

Mr. Hartwell also offered the following joint resolution:

S. J. R. 138. Whereas, Alabama is peculiarly blessed with a magnificent system of waterways, and a seaport at Mobile of special and unusual importance to the State and to the country at large; and,

Whereas, the Federal government has already recognized the commercial necessity of improving the water ways of our State and of deepening and maintaining the channed from the port of Mobile to the Gulf of Mexico, which is the natural outlet for the commerce of a vast and growing section.

Resolved by the Senate, the House concurring, that it is the sense of the Legislature of Alabama that the Congress of the United States shall as speedily as possible improve these great highways to meet the ever-increasing expansion of our commerce.

Resolved further, that it is the opinion of this Legislature that our great State should continue to have personal representation upon the Rivers and Harbors Committee in the House of Representatives of Congress, to aid in advancing the claims of Alabama in behalf of her waterways and her only seaport, and that Congress be and the same is hereby memorialized and respectfully requested to give to Alabama an assignment upon said committee which deals with matters of the highest importance to the material and commercial prosperity of the State.

Resolved, further, that the secretary of the State be required to send a copy of this resolution to each of the United States Senators and to each member of Congress from Alabama.

Which was, under a suspension of the rules, adopted.

Mr. Hill offered the following joint resolution:

S. J. R. 139. Resolved by the Senate, the House concurring, that when the Senate and House recess this P. M., that they recess to Tuesday, 24th day of August, 1915.

Which was read at length and referred to the Standing Committee on Rules.

REPORT FROM RULES COMMITTEE.

Mr. Jones, from the Standing Committee on Rules, reported that said committee, in session, had acted upon:

S. J. R. 139. Resolved by the Senate, the House concurring, that when the Senate and House recess this P. M. that they recess to Tuesday, 24th day of August, 1915.

And ordered same returned to the Senate with a favorable report, and upon motion of Mr. Jones, said report of the Committee on Rules was concurred in and S. J. R. 139 was adopted by the Senate.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has concurred in and adopted:

S. J. R. 139. Relative to adjournment from this afternoon until Tuesday, August 24th, 1915.

And returns same herewith to the Senate.

W. F. Herbert,
Clerk.

RESOLUTION.

Mr. Winkler offered the following Senate resolution:

S. 140. Be it resolved by the Senate, that the Senate adjourn at 6 o'clock and convene at 8:30 o'clock to-night to consider local bills only.

Which was, under a suspension of the rules, adopted.

RECESS.

At 6:12 o'clock P. M., on motion of Mr. Winkler and in pursuance of S. R. 140, the Senate took a recess until 8:30 o'clock P. M.

NIGHT SESSION—THIRTY-FOURTH DAY.

Friday, August 20th, 1915.

The Senate re-assembled at 8:30 o'clock P. M.

ROLL CALL.

Upon a call of the roll 20 Senators answered to their names, a quorum of the Senate.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has passed the following Senate bills and returns same herewith to the Senate:

S. 645. To provide for the better building, maintenance and protection of the public roads and bridges of Cleburne county, Alabama; to provide funds, regulations and penalties to carry the provisions and purposes of this act into effect.

Also,

S. 558. To empower and direct the court of county commissioners of Madison county, to pay for the publication of notices of intention to apply for certain local laws applicable to the entire county when such bills are enacted into laws at the present or future sessions of the Legislature.

W. F. Herbert,
Clerk.

BILLS ON THIRD READING.

The bill:

H. 595. To provide for the punishment of violations of rules, regulations, or laws made by the court of county revenues of Dallas county, Alabama, relating to public roads and bridges.

Was read a third time at length and passed.

Yeas, 19; nays, 0.

Yeas:

Messrs.:	Cooper	Higgins	Kline
Arrington	Easterly	Hill	Lusk
Bell	Ellis	Holmes	Thach
Brown	Green	Judge	Weathers
Bulger	Hartwell	Key	Winkler

—19.

Nays, 0.

The bill:

H. 1098. To establish a legal holiday in Alabama, to be known as Fraternal Day.

Was read a third time at length and passed.

Yeas, 17; nays, 2.

Yeas:

Messrs.:	Easterly	Hill	Kline
Arrington	Ellis	Holmes	Thach
Brown	Green	Judge	Weathers
Bulger	Hartwell	Key	Winkler
Cooper	Higgins		

—17.

Nays: Messrs. Bell and Lusk.—2.

The bill:

H. 1124. To impose a tax of one dollar a year on each male and two and one-half dollars on every female dog in Limestone county, State of Alabama, over four months of age, and to provide for the collection of such tax and to provide that all live stock killed or injured and all damages done thereto, shall be paid for out of the dog tax fund, and to provide that the surplus left in the dog tax fund on the first day of March of each year shall be paid into the public school funds of said county.

Was read a third time at length and passed.

Yeas, 20; nays, 0.

Yeas:

Messrs.:	Cooper	Higgins	Key
Arrington	Easterly	Hill	Kline
Bell	Ellis	Hollis	Lusk
Brown	Green	Holmes	Weathers
Bulger	Hartwell	Judge	Winkler
Burns			—20.

Nays, 0.

The bill:

H. 923. For the relief of H. B. Pake.

Was read a third time at length and passed.

Yeas, 21; nays, 0.

Yeas:

Messrs.:	Cooper	Hill	Kline
Arrington	Easterly	Hollis	Lusk
Bell	Ellis	Holmes	Thach
Brown	Green	Judge	Weathers
Bulger	Hartwell	Key	Winkler
Burns	Higgins		—21.

Nays, 0.

The bill:

H. 1093. To authorize the treasurer of Bibb county, Alabama, to pay interest on money borrowed by the

court of county commissioners of Bibb county, Alabama, to defray the general expenses of said county.

Was read a third time at length and passed.

Yeas, 21; nays, 0.

Yeas:

Messrs.:	Cooper	Hill	Kline
Arrington	Easterly	Hollis	Lusk
Bell	Ellis	Holmes	Pride
Brown	Green	Judge	Weathers
Bulger	Hartwell	Key	Winkler
Burns	Higgins		—21.

Nays, 0.

The bill:

H. 857. To authorize and direct the court of county commissioners, or board of revenue, or governing board or court of like jurisdiction in Bibb county to pay for advertising the notice and substance of local bills to be introduced in the Legislature for said county, at the lawful rate of advertising in said county, out of any money in the county treasury not otherwise appropriated, when the bills apply to the entire county, and this act shall apply to and include the notice and substance of bills advertised to be introduced at and during the present, 1915, session of the Legislature.

Was read a third time at length and passed.

Yeas, 21; nays, 0.

Yeas:

Messrs.:	Cooper	Hill	Kline
Arrington	Easterly	Hollis	Lusk
Bell	Ellis	Holmes	Thach
Brown	Green	Judge	Wallace
Bulger	Hartwell	Key	Weathers
Burns	Higgins		—21.

Nays, 0.

The bill:

H. 1050. To provide a better system of public roads for Chambers county.

Was read a third time at length and passed.

Yeas, 21; nays, 0.

Yeas:

Messrs.:	Cooper	Hill	Kline
Arrington	Easterly	Hollis	Lusk
Bell	Ellis	Holmes	Thach
Brown	Green	Judge	Weathers
Bulger	Hartwell	Key	Winkler
Burns	Higgins		

—21.

Nays, 0.

The bill:

H. 1175. To ratify and make legal certain claims and script registered against the fine and forfeiture fund of Tallapoosa county and to authorize and empower the treasurer of said county to pay same.

Was read a third time at length and passed.

Yeas, 21; nays, 0.

Yeas:

Messrs.:	Cooper	Hill	Kline
Arrington	Easterly	Hollis	Lusk
Bell	Ellis	Holmes	Thach
Brown	Green	Judge	Weathers
Bulger	Hartwell	Key	Winkler
Burns	Higgins		

—21.

Nays, 0.

The bill:

H. 1343. To amend an act entitled an act to create the office of assistant solicitor for the county of Montgomery, Alabama, in lieu of the present office of deputy solicitor for said county; to prescribe his duties, fix his salary and provide for the election for said office.

Was taken up.

Mr. Hill offered the following amendment to said bill, to wit:

Amend said bill by adding to the caption of said bill: "Approved February 21, 1907," after the word "office" at the end of the caption.

And amend section one by inserting after the word "office," in the fourth line, the following words: "Approved February 21, 1907."

Further amend said bill by inserting section 4½, which shall read as follows: "This act shall take effect as soon as it shall become a law."

Which was adopted.

Yeas, 21; nays, 0.

Yeas:

Messrs.:	Cooper	Hill	Kline
Arrington	Easterly	Hollis	Lusk
Bell	Ellis	Holmes	Thach
Brown	Green	Judge	Weathers
Bulger	Hartwell	Key	Winkler
Burns	Higgins		

—21.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 20; nays, 0.

Yeas:

Messrs.:	Easterly	Hill	Kline
Arrington	Ellis	Hollis	Lusk
Bell	Green	Holmes	Thach
Brown	Hartwell	Judge	Weathers
Burns	Higgins	Key	Winkler
Cooper			

—20.

Nays, 0.

The bill:

S. 789. To establish a board of revenue for Tallapoosa county; to regulate the selection and election of the members thereof and their terms of office; to fix the powers, duties and compensation of said board and to abolish the court of county commissioners of said county.

Was taken up.

The following amendment offered by the Committee on Local Legislation, to wit:

Amend section nine of the bill by striking out all of the latter part of said section up to and including the word "provided," where it appears in said section.

Amend section fourteen of said bill by striking out the word "six," where it appears in said section and adding in lieu thereof the word "five."

Was adopted.

Yeas, 20; nays, 0.

Yeas:

Messrs.:	Cooper	Higgins	Key
Arrington	Easterly	Hill	Kline
Bell	Ellis	Hollis	Lusk
Brown	Green	Holmes	Weathers
Bulger	Hartwell	Judge	Winkler
Burns			—20.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 20; nays, 0.

Yeas:

Messrs.:	Cooper	Higgins	Key
Arrington	Easterly	Hill	Kline
Bell	Ellis	Hollis	Lusk
Brown	Green	Holmes	Weathers
Bulger	Hartwell	Judge	Winkler
Burns			—20.

Nays, 0.

The bill:

H. 1177. To dissolve the corporation of the town of Joppa, Cullman county, Alabama.

Was read a third time at length and passed.

Yeas, 21; nays, 0.

Yeas:

Messrs.:	Brown	Cooper	Green
Arrington	Bulger	Easterly	Hartwell
Bell	Burns	Ellis	Higgins

Hill	Judge	Lusk	Weathers
Hollis	Key	Thach	Winkler
Holmes	Kline		—21.

Nays, 0.

The bill:

S. 800. To provide a more efficient system for opening, building, changing, constructing, and working the public roads of Pickens county. A board of highway commissioners provided for, how provided, vacancies, how filled, organized of such board, duties of the chairman, duties of the secretary and treasurer, itemized accounts of receipts and disbursements to be published, oath of office and bond to be given, salaries provided for. Impeachment of the members of the board, how done, authority, duties and powers of the board, of laws, rules and regulations concerning the public road commissioners, meetings when and where held, adoption of new laws, rules and regulations concerning the public roads and publications of same provided for. Per capita tax and method of collecting same. May be discharged by working under direction of the board. Misdemeanor to fail to pay such tax or work ten full days, penalties provided for, court of county treasurer may be transferred to the board. All rights, powers, duties, etc., on commissioners court with reference to public roads, etc., now conferred by the general laws of the State available and applicable to such board of road commissioners.

Was read a third time at length and passed.

Yeas, 20; nays, 0.

Yeas:

Messrs.:	Cooper	Higgins	Key
Arrington	Easterly	Hill	Kline
Bell	Ellis	Hollis	Lusk
Brown	Green	Holmes	Weathers
Bulger	Hartwell	Judge	Winkler
Burns			—20.

Nays, 0.

The bill:

S. 898. To prohibit the buying or selling of patients by physicians or surgeons, or other persons, and to define what shall constitute the buying or selling of patients, and to fix the punishment for violation of this act.

Was taken up.

The following amendment offered by the Committee on Judiciary, to wit:

By inserting after the word "therefor," where it first appears in section one, these words: "From such physician or surgeon."

And insert after the word "understanding," in line 6, these words: "With such physician or surgeon."

And insert after the word "whatsoever," in line 7, these words: "From such physician or surgeon without the knowledge and consent of the patient."

And insert after the word "who," in line 9, this word, "knowingly."

And insert after the word "ailment," these words, "under such;" and strike out immediately thereafter these words, "or who makes;" and after "agreement," strike out the word "therefor," and insert after the word "therefor," in the line next to the last line in section one these words: "To such physician or surgeon so sending or carrying such patient to him without the knowledge and consent of the patient."

Was adopted.

Yeas, 20; nays, 0.

Yeas:

Messrs.:	Cooper	Higgins	Key
Arrington	Easterly	Hill	Kline
Bell	Ellis	Hollis	Lusk
Brown	Green	Holmes	Weathers
Bulger	Hartwell	Judge	Winkler
Burns			

—20.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 21; nays, 0.

Yeas :

Messrs. :	Cooper	Hill	Kline
Arrington	Easterly	Hollis	Lusk
Bell	Ellis	Holmes	Thach
Brown	Green	Judge	Weathers
Bulger	Hartwell	Key	Winkler
Burns	Higgins		—21.

Nays, 0.

The bill:

S. 801. To amend section 4 of an act to provide for holding separate terms of the circuit court for Coffee county in the twelfth judicial circuit, at Enterprise, for the following portion of Coffee county, to-wit: Township 3, range 22, township 4, range 22, township 5, range 22, township 3, range 21, township 4, range 21. The east one-half of township 3, range 20. The following sections in township 4, range 20, to wit: 13, 22, 23, 24, 25, 26, 27, 34, 35, 36; and all that portion of the territory in township 6, range 22, township 7, range 22, township 5, range 21, township 6, range 21, lying south of Pea river, and to regulate the holding of such court, to provide buildings and accommodations therefor, making its jurisdiction within such district exclusive of the jurisdiction it exercises when sitting at Elba in said county of Coffee, defining the powers of the judge and clerk thereof, and regulating the drawing of its grand and petit jurors and providing for the transfer of causes from the circuit court held at Elba to said court held at Enterprise, and from the latter to the former. Approved February 28, 1907.

Was taken up.

The following amendment offered by the Committee on Judiciary, to wit:

Amend by adding at the end of section 1, the following words: "Provided, that said court building shall not exceed the cost of \$20,000.00.

And amend by adding: "Sec. 2. Be it further enacted, that this act shall not go into effect until two years after its passage and approval."

Was adopted.

Yeas, 21; nays, 0.

Yeas:

Messrs.:	Cooper	Hill	Kline
Arrington	Easterly	Hollis	Lusk
Bell	Ellis	Holmes	Thach
Brown	Green	Judge	Weathers
Bulger	Hartwell	Key	Winkler
Burns	Higgins		

—21.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 20; nays, 0.

Yeas:

Messrs.:	Cooper	Higgins	Key
Arrington	Easterly	Hill	Kline
Bell	Ellis	Hollis	Lusk
Brown	Green	Holmes	Weathers
Bulger	Hartwell	Judge	Winkler
Burns			

—20.

Nays, 0.

The bill:

S. 806. To require the court of county commissioners of Butler county to publish monthly in a newspaper published in said county a statement showing the receipts and expenditures of money for said county.

Was read a third time at length and passed.

Yeas, 20; nays, 0.

Yeas:

Messrs.:	Cooper	Higgins	Kline
Arrington	Easterly	Hill	Lusk
Bell	Ellis	Hollis	Thach
Brown	Green	Holmes	Weathers
Bulger	Hartwell	Key	Winkler
Burns			

—20.

Nays, 0.

The bill:

H. 960. To provide a better system of public roads for Blount county.

Was read a third time at length and passed.

Yeas, 20; nays, 0.

Yeas:

Messrs.:	Cooper	Higgins	Kline
Arrington	Easterly	Hill	Lusk
Bell	Ellis	Hollis	Thach
Brown	Green	Holmes	Weathers
Bulger	Hartwell	Key	Winkler
Burns			—20.

Nays, 0.

The bill:

S. 681. To authorize the school boards of counties within this State having a population of 75,000 and not more than 81,000, according to the Federal census of 1910, to pay pensions to aged and indigent teachers, out of the public school funds of their respective counties.

Was taken up.

The following amendment offered by the Committee on Education, to wit:

Amend section one of said bill by inserting between the words "person" and "in," where they appear together in the second line of said section one, the following: "Residing in a county having a population of 75,000 and not more than 81,000, according to the Federal census of 1910."

Was adopted.

Yeas, 18; nays, 0.

Yeas:

Messrs.:	Burns	Hartwell	Key
Arrington	Cooper	Higgins	Kline
Bell	Easterly	Hill	Weathers
Brown	Ellis	Hollis	Winkler
Bulger	Green	Holmes	—18.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 17; nays, 1.

Yeas:

Messrs.:	Easterly	Hill	Kline
Arrington	Ellis	Hollis	Thach
Bulger	Green	Holmes	Weathers
Burns	Hartwell	Key	Winkler
Cooper	Higgins		—17.

Nay: Mr. Lusk.—1.

The bill:

H. 728. To validate and confirm all ordinances and resolutions of the Mayor and Town Council of the town of Monroeville, Alabama, relating to the issue of bonds by said town to aid in the location and construction of buildings for the County High School of Monroe Conuty, and to make it mandatory upon the part of the municipal authorities of said town to levy a special tax to pay the interest on said bonds and to create a sinking fund to redeem said bonds at maturity.

Was read a third time at length and passed.

Yeas, 19; nays, 0.

Yeas:

Messrs.:	Cooper	Higgins	Kline
Arrington	Easterly	Hill	Lusk
Bell	Ellis	Hollis	Thach
Bulger	Green	Holmes	Weathers
Burns	Hartwell	Key	Winkler
			—19.

Nays, 0.

The bill:

H. 1012. To abolish the fine and forfeiture fund of Monroe county, and to provide for the payment of all outstanding valid claims against the said fund, and to repeal all laws in conflict herewith.

Was read a third time at length and passed.

Yeas, 19; nays, 0.

Yeas:

Messrs.:	Cooper	Higgins	Kline
Arrington	Easterly	Hill	Lusk
Bell	Ellis	Hollis	Thach
Bulger	Green	Holmes	Weathers
Burns	Hartwell	Key	Winkler

—19.

Nays, 0.

The bill:

H. 1287. To limit the number of days for which members of the court of county commissioners of Pike county may be paid for services as members of said court, for mileage in going to and from said court, for their services rendered in the discharge of their duties in letting out, inspecting and accepting, building or repairing of any county bridges or county buildings or works, and mileage necessarily travelled by them in so doing, during any one year or part of a year; to say when this act shall go into effect; and to repeal all laws and parts of laws in conflict with the provisions of this act in so far as Pike county is concerned.

Was read a third time at length and passed.

Yeas, 20; nays, 0.

Yeas:

Messrs.:	Easterly	Hill	Lee
Arrington	Ellis	Hollis	Lusk
Bell	Green	Holmes	Thach
Bulger	Hartwell	Key	Weathers
Burns	Higgins	Kline	Winkler
Cooper			

—20.

Nays, 0.

The bill:

H. 1310. To authorize the board of revenue of Montgomery county to furnish the several offices of said county with equipment and conveniences, including janitor service.

Was taken up.

Mr. Hill offered the following amendment to said bill, to wit:

Amend the caption of the bill by inserting after the words "janitor's service," at the end of line two, the words, "and telephone service."

Amend further by adding after the word "service," in line 3, of section 1, the words "telephone service."

Was adopted.

Yeas, 19; nays, 0.

Yeas:

Messrs.:	Cooper	Higgins	Kline
Arrington	Easterly	Hill	Lusk
Bell	Ellis	Hollis	Thach
Brown	Green	Holmes	Weathers
Bulger	Hartwell	Key	Winkler

—19.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 19; nays, 0.

Yeas:

Messrs.:	Cooper	Higgins	Kline
Arrington	Easterly	Hill	Lusk
Bell	Ellis	Hollis	Thach
Bulger	Green	Holmes	Weathers
Burns	Hartwell	Key	Winkler

—19.

Nays, 0.

The bill:

H. 1046. To authorize the court of county revenues of Dallas county to employ a person or persons to make and keep a record of the receipts and disbursements of monies belonging to said county, and to prepare for the printer the quarterly statements of such receipts and disbursements required by law to be published.

Was read a third time at length and passed.

Yeas, 19; nays, 0.

Yeas:

Messrs.:	Bell	Burns	Easterly
Arrington	Bulger	Cooper	Ellis

Green	Hill	Key	Thach
Hartwell	Hollis	Kline	Weathers
Higgins	Holmes	Lusk	Winkler

—19.

Nays, 0.

The bill:

H. 1145. To re-arrange and re-district the commissioner's court districts of Pickens county, Alabama.

Was read a third time at length and passed.

Yeas, 18; nays, 0.

Yeas:

Messrs.:	Cooper	Higgins	Lusk
Arrington	Easterly	Hill	Thach
Bell	Ellis	Hollis	Weathers
Bulger	Green	Holmes	Winkler
Burns	Hartwell	Kline	

—18.

Nays, 0.

The bill:

S. 525. To consolidate and regulate all inferior courts in counties having more than seventy-five thousand population, prescribe their jurisdiction, the number and pay of the judges; to provide for the appointment and pay of clerks and constables thereof and to abolish all justices of the peace and constables in cities having thirty-five thousand population.

Was taken up.

The following substitute offered by the Committee on Judiciary, to wit:

SUBSTITUTE.

Amend S. 525 so as to read as follows:

A Bill to be Entitled AN ACT

To regulate inferior courts in cities having more than thirty-five thousand population according to the last, or any subsequent Federal census; to prescribe the jur-

isdiction of such courts, and provide for the number and compensation of the judges for such courts, and to provide for the appointment and compensation of the clerks and assistant clerks thereof, and to abolish the office of justice of the peace in such cities.

Section 1. Be it enacted by the Legislature of Alabama, that in all cities of the State of Alabama now having, according to the last or any subsequent Federal census having a population of thirty-five thousand inhabitants, that the office of justice of the peace of precincts lying within or partly within such cities is hereby abolished and the jurisdiction exercised by such justices of the peace is hereby conferred upon the inferior courts or courts of common pleas created in lieu of the justices of the peace, which courts have heretofore been established in such cities whether with or without a jury trial and whether a court of record or not.

Sec. 2. That such inferior court or court of common pleas shall have jurisdiction in all civil matters of which the justices of the peace have jurisdiction under the law in all precincts lying within or partly within the limits of said cities wherein such court is established, and jurisdiction concurrent with the circuit court of all misdemeanors, but shall try all persons charged with misdemeanors without a jury, and shall not be a court of record.

Sec. 3. The judges of such inferior courts or courts of common pleas by whatsoever names said courts are named or called, shall, where there is more than one such judge in any such city, be paid an annual salary of twenty-four hundred dollars, and where there is only one judge in any such city shall be paid an annual salary of three thousand dollars in monthly installments, out of the county treasury on warrants to be drawn by such judge.

Sec. 4. Each judge of such court may appoint a clerk for his division of court who shall hold office at the will of the judge appointing him, and who shall exercise and perform all the duties and powers conferred and required by law of clerks of such court, and who shall give bond in the sum of two thousand dollars,

payable as the bond of clerks of the circuit court, which bond shall be recorded in the office of the judge of probate, and who shall receive a salary of fifteen hundred dollars per annum, payable in monthly installments out of the county treasury by warrant drawn upon the certificate of the judge that such clerk has performed the duties of the office for such month.

Sec. 5. That the clerk of such court may, with the consent of the judge, appoint a deputy clerk should the business of the court justify, and such deputy clerk shall receive a salary of seven hundred dollars per annum, payable monthly out of the county treasury upon the certificate of the judge that he has performed the duties for such time, and that said deputy clerk may be either a male or female.

Sec. 6. This act shall not affect the present term of office of any judge of any such court, and shall become effective at the expiration of the present term of the present incumbent, the successors or successors to the present incumbent or incumbents of such judgeship shall be elected at the time and in the manner prescribed by law for the election of successors of the judge of such inferior court or court of common pleas, or by whatsoever name the same is and called, and the term of office shall be that now fixed for such judge.

Sec. 7. That every such judge may appoint a bailiff, who shall receive not exceeding sixty dollars per month for his services as such bailiff, and the said judge may remove him at any time.

Sec. 8. That judges of the inferior courts or courts of common pleas, or by whatsoever name said court is called, shall be learned in the law.

Sec. 9. Appeals from judgments of the several inferior courts or courts of common pleas mentioned in this act may be taken within five days in the manner as appeals are taken from justice courts and county courts to the circuit court of the respective counties in which such courts are located, and all appeals taken as herein provided shall be tried de novo, and be preferred cases in the circuit court. That no appeal shall be taken from any of said inferior courts or courts of common pleas to the Supreme Court, but only to the circuit court.

Sec. 10. That if any section, clause or provision of this act shall be declared unconstitutional, it shall not be held to affect any other section, clause or provision, but the same shall remain in full force and effect. This act shall become effective on the first Monday after the second Tuesday of January, 1917.

Sec. 11. All laws and parts of laws, general, special, or local, in conflict with any of the provisions of this act be and the same are hereby repealed.

Sec. 12. That the provisions of this act relative to the appointment of deputy clerks and bailiffs of such courts where there is no deputy clerk or bailiff shall become effective upon the passage of this act.

Was adopted.

Yeas, 19; nays, 0.

Yeas:

Messrs.:	Easterly	Hill	Lusk
Arrington	Ellis	Hollis	Thach
Bell	Green	Holmes	Wallace
Bulger	Hartwell	Key	Weathers
Burns	Higgins	Kline	Winkler

—19.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 19; nays, 0.

Yeas:

Messrs.:	Easterly	Hill	Lusk
Arrington	Ellis	Hollis	Thach
Bell	Green	Holmes	Wallace
Bulger	Hartwell	Key	Weathers
Cooper	Higgins	Kline	Winkler

—19.

Nays, 0.

The bill:

H. 766. To regulate the payment of claims against the fine and forfeiture fund of Morgan county, Alabama.

Was read a third time at length and passed.

Yeas, 19; nays, 0.

Yeas:

Messrs.:	Cooper	Higgins	Lee
Arrington	Easterly	Hollis	Lusk
Bell	Ellis	Holmes	Thach
Bulger	Green	Judge	Weathers
Burns	Hartwell	Kline	Winkler

—19.

Nays, 0.

The bill:

H. 1275. To authorize the board of revenue and road commissioners of Mobile county to provide telephones and other conveniences and necessities for the courts of Mobile county.

Was read a third time at length and passed.

Yeas, 18; nays, 0.

Yeas:

Messrs.:	Easterly	Hill	Lusk
Arrington	Ellis	Hollis	Thach
Bulger	Green	Holmes	Weathers
Burns	Hartwell	Key	Winkler
Cooper	Higgins	Kline	

—18.

Nays, 0.

RECOMMITMENT OF BILL.

On motion of Mr. Winkler:

H. 1242. To change and extend the corporate limits of the town of Georgiana in the county of Butler and State of Alabama.

Was taken from the regular calendar and re-committed to the Standing Committee on Municipalities and Municipal Organizations.

REPORT FROM COMMITTEE ON REVISION OF THE JOURNAL.

Mr. Holmes, chairman of the Standing Committee on Revision of the Journal, begs leave to report that said committee, in session, had examined the Journal of the Senate for the thirty-second, thirty-third, and thirty-fourth legislative days and find same contains

the proper entries in reference to each bill and resolution contained therein as required by the Constitution.

H. H. Holmes,
Chairman.

COMMITTEE REPORT.

On motion of Mr. Holmes, the foregoing report from the Committee on Revision of the Journal was adopted and the Journal of the thirty-second, thirty-third, and thirty-fourth days of the session was approved by the Senate.

ADJOURNMENT.

At 10:05 o'clock P. M., on motion of Mr. Hartwell and pursuant to S. J. R. 138, the Senate adjourned until Tuesday morning at 10 o'clock, August 24th.

THIRTY-FIFTH DAY.

Tuesday, August 24, 1915.

The Senate met pursuant to adjournment, Lieutenant Governor Kilby presiding.

PRAYER.

By Rev. Mr. Bealle, of the House.

ROLL CALL.

Present:

Messrs.:	Easterly	Hollis	Miller
Arrington	Ellis	Holmes	Milner
Bell	Elrod	Jones	McCain
Bonner	Faulk	Judge	Price
Brown	Green	Key	Pride
Bulger	Hall	Kline	Thach
Burns	Hartwell	Lee	Wallace
Cooper	Higgins	Lewis	Weathers
Denson	Hill	Lusk	Winkler

JOURNAL.

On motion of Mr. McCain, the reading of the Journal of yesterday was dispensed with, and the same was approved by the Senate.

INTRODUCTION OF BILLS.

Upon a call of districts bills were introduced, severally read one time and referred to appropriate standing committees, as follows:

By Mr. Hill (by request) :

S. 833. To prohibit deputy sheriffs of counties and police officers or marshals of municipal corporations from receiving fees for being witness in criminal cases.

Committee on Judiciary.

By Mr. Pride:

S. 834. To abolish the law and equity court of Madison county, and to provide for the transfer of causes pending therein, and the return of causes pending in the Supreme Court or Court of Appeals, on appeal therefrom, to the circuit and chancery courts of said county, respectively, according as such causes may be at law, civil or criminal, or in equity.

Committee on Judiciary.

With notice and proof thereto attached, and herewith exhibited as follows:

NOTICE OF INTENTION TO APPLY FOR LOCAL LAW.

Notice is hereby given, that a bill will be introduced in the Legislature of Alabama, at its present session, to abolish the law and equity court of Madison county, and to provide for the transfer of causes in equity pending therein, to the chancery court of said county and the transfer of causes at law, civil and criminal, pending therein, to the circuit court of said county; and the return of all causes pending on appeal from said abolished court, in the Supreme Court or Court of Appeals to said chancery and circuit court respectively as the same may be causes in equity or at law civil or criminal: with jurisdiction and plenary power in said chancery court and circuit courts respectively to entertain and dispose

of such transferred and returned causes as if the same had originally been brought therein.

State of Alabama, }
Madison County. }

Before me, Ola Taylor, a notary public in and for said county and State, this day personally appeared R. L. O'Neal, Jr., who being first duly sworn doth say: That he is the business manager of the Mercury Publishing Company, a corporation, publishers of the Mercury-Banner, a newspaper published in the city of Huntsville, in Madison county, Alabama, and that the attached notice of local law to abolish "the law and equity court of Madison county," was published in said Mercury-Banner, a newspaper as aforesaid, once a week for four consecutive weeks from January 14th, 1915, to February 4th, 1915, both inclusive.

R. L. O'Neal, Jr.

Subscribed and sworn to before me this 3rd day of August, 1915.

(Seal)

Ola Taylor,
Notary Public.

By Mr. Pride:

S. 835. To repeal an act entitled an act to create the office of county solicitor for Madison county, and to prescribe his duties and powers, and to fix his compensation or salary and to provide for his appointment and election approved March 2nd, 1907.

Committee on Judiciary.

With notice and proof thereto attached and herewith exhibited as follows:

NOTICE.

Notice is hereby given that a bill will be introduced in the Legislature of Alabama, at its next regular session to repeal an act approved March 7th, 1907, (Local Acts 1907, page 398), creating the office of county solicitor of Madison county, prescribing his powers, duties, compensation, appointment and election.

A bill entitled an act to repeal an act entitled an act to create the office of county solicitor for Madison

county and to prescribe his duties and powers, and to fix his compensation or salary and to provide for his appointment and election approved March 2nd, 1907. Be it enacted by the Legislature of Alabama:

1. That the act entitled an act to create the office of county solicitor for Madison county and to prescribe his duties and powers and to fix compensation, or salary, and to provide for his appointment and election, approved March 2nd, 1907, be and the same is hereby repealed.

State of Alabama, }
Madison County. }

Before me, Ola Taylor, a notary public in and for said county and State, this day personally appeared R. L. O'Neal, Jr., who being first duly sworn, doth say: That he is the business manager of the Mercury Publishing Company, a corporation, publishers of the Mercury-Banner, a newspaper published in the city of Huntsville, in Madison county, Alabama, and that the attached notice of local law to repeal the act creating the office of county solicitor of Madison county, was published in said Mercury-Banner, a newspaper as aforesaid, once a week for four consecutive weeks from January 14th, 1915, to February 4th, 1915, both inclusive.

R. L. O'Neal, Jr.

Subscribed and sworn to before me this 3rd day of August, 1915.

(Seal)

Ola Taylor,
Notary Public.

By Mr. Hartwell (by request):

S. 836. For organizing the farm boys and girls of Alabama into corn clubs, pig clubs, canning clubs, poultry clubs, and any other kind of farm life clubs for the purpose of encouraging, interesting, and instructing the farm boys and girls in better methods of agriculture, home-making, cooking, sewing, and gardening; to provide plans for carrying on the work, to make appropriations for these purposes, and to prescribe methods of drawing and spending same.

Committee on Agriculture.

By Mr. Hall:

S. 837. To amend section 4023 of the Code of Alabama, 1907.

Committee on Revision of Laws.

By Mr. Hall:

S. 838. Regulating the fine and forfeiture fund in the different counties of the State of Alabama, prescribing what claims may be filed against the fine and forfeiture fund of the several counties, and prescribing the order of priority in which the same shall be paid.

Committee on Judiciary.

By Mr. Hall:

S. 839. Regulating the fine and forfeitures of Houston county, Alabama, prescribing what claims shall be filed against the fine and forfeiture fund of the said county, and prescribing the order of priority in which the same shall be paid.

Committee on Judiciary.

With notice and proof thereto attached and herewith exhibited as follows:

NOTICE.

Notice is hereby given that application will be made to the present Legislature of Alabama, after it reconvenes in July, 1915, for the introduction and enactment into law of a bill, entitled, an act, regulating fines and forfeitures of Houston county, prescribing what claims shall be filed against the fine and forfeiture fund of said county, and prescribing the order of priority in which the same shall be paid.

Said bill provides that there shall be paid out of the fine and forfeiture fund of Houston county by the treasurer of said county, and which have been duly registered as provided by law and in the order of registration except as herein otherwise provided, the claims of State witnesses, and also the fees of the sheriff and clerk of said county arising from cases in which the defendant is not convicted, and the costs are not imposed on the prosecutor, or in which the defendants have been proved insolvent by the return of execution, "no property found," or in cases in which the State enters a nolle prosequi, or where the indictment has been withdrawn

and filed, or the prosecution abated by the death of the defendant; and authorizing the filing and registration by the county treasurer of Houston county, the claims for services in such cases that have been rendered and and that may be hereafter rendered by the clerk and sheriff of said county; provided that the claims of the State witnesses shall be entitled to be paid first out of any money in said fund, before the claims of the sheriff and clerk of said county, as herein defined, may be paid, but only when such witness claims, when presented for payment, are still in the hands of the witnesses respectively, to whom they were issued; and provided further, that any claims of the State witnesses that have passed out of the possession of the witnesses to whom they were issued, shall not have any priority of payment out of said fund, but shall be paid as other claims, only in the order of registration, and providing for the repeal of all laws and parts of laws in conflict with said act, in so far as such laws conflict herewith.

This June 24, 1915.

W. C. Fenn.

State of Alabama, }
Houston County. }

Before me, H. L. McArthur, a notary public, in and for the said county of Houston and State of Alabama, this day personally appeared W. T. Hall, who by me being duly sworn, deposes and says: That he is the editor and proprietor of the Dothan Eagle; that the Dothan Eagle is a newspaper of general circulation in Houston county, Alabama, and is published at Dothan in said county of Houston, and has a daily and a weekly edition; and that the notice of which a copy is hereto attached was published once a week for four consecutive weeks in the said Dothan Eagle on the following dates, to-wit: June 25th, 1915, July 2nd, 1915, July 9th, 1915, and July 16th, 1915, and that the said notice was published in said paper, and in the said editions thereof without costs to the State.

W. T. Hall.

Subscribed and sworn to before me this the 23rd day of August, 1915.

(Seal)

H. L. McArthur, N. P.

By Mr. Hall:

S. 840. To amend section 900 of the Code of Alabama.

Committee on Privileges and Elections.

By Mr. Brown (by request):

S. 841. To amend section 4950 of the Code of Alabama A. D. 1907, vessels exempt from pilotage.

Committee on Commerce and Common Carriers.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Mr. President:

Your Standing Committee on Enrolled Bills, beg leave to report, that said committee, in session, have compared the following enrolled bills, with the engrossed and original bills, respectively, and find same correctly enrolled, to-wit:

S. 273. Authorizing and regulating certain classes of indemnity contracts, empowering corporations to make such contracts, and fixing certain fees and the penalty for violations thereof.

S. 588. To empower and direct the court of county commissioners of Madison county to pay for the publication of notices of intention to apply for certain local laws applicable to the entire county, when such bills are enacted into laws at the present or future sessions of the Legislature.

S. 602. For the relief of ex-Probate Judge Jno. T. Kaylor.

S. 645. To provide for the better building, maintenance and protection of the public roads and bridges of Cleburne county, Alabama; to provide funds, regulations and penalties to carry the provisions and purposes of this act into effect.

C. H. Miller,
Chairman.

SIGNING OF BILLS.

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the Secretary of the Senate, signed the following bills:

S. 273. Authorizing and regulating certain classes of indemnity contracts, empowering corporations to make such contracts, and fixing certain fees and the penalty for violations thereof.

S. 588. To empower and direct the court of county commissioners of Madison county to pay for the publication of notices of intention to apply for certain local laws applicable to the entire county, when such bills are enacted into laws at the present or future sessions of the Legislature.

S. 602. For the relief of ex-Probate Judge Jno. T. Kaylor.

S. 645. To provide for the better building, maintenance and protection of the public roads and bridges of Cleburne county, Alabama; to provide funds, regulations and penalties to carry the provisions and purposes of this act into effect.

REPORTS OF COMMITTEES.

Mr. Lusk, chairman of the Standing Committee on Judiciary, reported that said committee, in session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to-wit:

By Mr. Milner (with amendments):

S. 494. To prescribe the qualifications of jurors and regulate the selection, drawing and summoning of jurors; to prescribe the qualifications of and provide for the appointment of jury commissioners and clerks of commissions and to regulate the empanelling of grand and petit juries in all of the courts of this State.

By Mr. Hollis:

S. 832. To amend an act entitled an act "To amend section 3231 of the Code of Alabama, approved April 6th, 1911."

Mr. Ellis, chairman of the Standing Committee on Constitution and Constitutional Revision and Amendments, reported that said committee, in session, had acted on the following bill and ordered same returned to the Senate with a favorable report, and it was read at

length a second time, as required by the Constitution, and placed on the calendar, to-wit:

By Mr. Bradshaw:

H. 987. To submit to the qualified voters of the State of Alabama at the general election to be held on the first Tuesday after the first Monday in November, nineteen hundred and sixteen for their consideration, an amendment to the Constitution of the State authorizing cities, towns and villages, and other municipalities other than the cities of Birmingham and Montgomery, to levy and collect annually a tax for the general purposes not exceeding one-half of one per centum of the value of the property therein as assessed for State taxation during the preceding year in addition to the taxation permitted by section 215 of the Constitution of 1901, when authorized so to do by the qualified voters thereof.

Mr. Hartwell, chairman of the Standing Committee on Finance and Taxation, reported that said committee, in session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to wit:

By Mr. Jones:

S. 123. To further provide for the procuring for use in the public schools of Alabama, of a uniform series of text books, to provide for their publication, to provide for their distribution, and to provide for their sale to school children at actual cost of manufacturing; to further define the powers and duties of the State text book commission; and to provide for appropriations for the carrying into effect this act, and to provide pains and penalties for the violation of same.

By Mr. John:

H. 1387. To make a further appropriation to pay the per diem and mileage of members, officers and employees of the Legislature of Alabama, and other expenses thereof for the present session.

By Mr. Speir:

H. 759. To amend section 7798 of the Code of Alabama of 1907.

By Mr. Hudson:

H. 936. To provide for the payment to F. E. Orum as the sole distributee of the estate of Charles Orum, deceased, out of the county treasury of Montgomery county the amount of seventy-five dollars; said amount having been heretofore paid into said treasury by Charles Orum, now deceased, as a forfeiture on the bond of William Green.

By Mr. Yarbrough:

H. 383. To appropriate five hundred and twenty-six dollars and thirty-five cents (\$526.35) to pay rent due by the State for premises used by the State Pasteur Institute.

By Mr. Grayson:

H. 1402. To provide for the distribution of the moneys which were held at the close of the 30th day of June, 1915, as a contingent fund by any excise commission in this State.

Mr. Green, chairman of the Standing Committee on Banking and Insurance, reported that said committee, in session, had acted on the following bill and ordered same returned to the Senate with a favorable report, and it was read a second time and placed on the calendar, to wit:

By Mr. Green (with substitute):

S. 254. To provide for the more efficient regulation and supervision of the business of insurance in this State.

Mr. Hill, chairman of the Standing Committee on Corporations, reported that said committee, in session, had acted on the following bill and ordered same returned to the Senate with a favorable report, and it was read a second time and placed on the calendar, to wit:

By Mr. Fite of Tuscaloosa:

H. 1368. To amend section 1509 of the Code of Alabama, 1907.

Mr. Wallace, chairman of the Standing Committee on Local Legislation, reported that said committee, in

session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to wit:

By Mr. Wallace:

S. 818. To abolish the office of county treasurer of Autauga county, Alabama, and to require the tax collector and other officers of Autauga county, Alabama, to deposit to the credit of said county the funds belonging to the county in one or more of the banks of Autauga county, Alabama, as the court of county commissioners or board of revenue of Autauga county may, by order, direct, and subject to the order of the court of county commissioners or board of revenue.

By Mr. Wallace:

S. 819. To require the members of the board of revenue, or county commissioners, of Autauga county to give a bond for the faithful performance of their duties before entering upon the discharge of the same.

By Mr. Wallace:

S. 820. To regulate and provide for the payment of claims against the fine and forfeiture funds of Autauga county.

By Mr. Faulk:

S. 821. To abolish the office of treasurer of Geneva county; to require the county funds to be deposited in some national or State bank or with some individual in the county of Geneva, as the commissioners court of said county of Geneva may elect, and to provide for the custody of such funds.

By Mr. Kline:

S. 827. To authorize the court of county commissioners of Calhoun county to appropriate funds for aiding farm demonstration, animal industry, domestic science and all other work for improving farm life, and organizing farm club life.

By Mr. Wallace:

S. 830. To relieve Frank Miller from all liability for and on account of receiving money to the amount of two hundred and thirty and 50/100 (\$230.50) dollars, from the funds of Shelby county, Alabama, during the years 1911 and 1912, for his services as acting as su-

perintendent or supervisor of public roads in his district, while a member of the board of revenue of Shelby county, Alabama, for which suit is now pending in the circuit court of Shelby county, Alabama.

By Mr. Vaughan:

H. 1351. To relieve the treasurer of Montgomery county of any loss or liability by reason of the payment heretofore made of interest on county warrants issued by the board of revenue of Montgomery county.

By Mr. Pruett:

H. 1353. To abolish the office of treasurer of Clay county, Alabama, and providing for some bank in said county to act as treasurer of said county.

Mr. Lee, chairman of the Standing Committee on Education, reported that said committee, in session, had acted on the following bill and ordered same returned to the Senate with a favorable report, and it was read a second time and placed on the calendar, to wit:

By Mr. Welch:

H. 895. To prohibit the treasurer of any school board or other board handling State funds from being paid a salary or other compensation.

Mr. Cooper, chairman of the Standing Committee on Agriculture, reported that said committee, in session, had acted on the following bill and ordered same returned to the Senate with a favorable report, and it was read a second time and placed on the calendar, to wit:

By Mr. Wilson:

H. 1131. To make it unlawful for any municipality to charge the farmers or others engaged in the production of farm products of whatever nature, any license or fee, for the sale or other disposition of said articles produced by them, at any place.

Mr. Hall, chairman of the Standing Committee on Municipalities and Municipal Organizations, reported that said committee, in session, had acted on the following bill and ordered same returned to the Senate with a favorable report, and it was read a second time and placed on the calendar, to wit:

By Mr. Davie:

H. 854. To amend section 1 of an act entitled An act to incorporate the town of West Blocton, Bibb county, Alabama, so far as said section relates to the boundary lines of said town, approved March 4, 1901; and to repeal an act to amend said section 1, enacted by the Legislature and approved February 16, 1907.

Mr. Hartwell, chairman of the Standing Committee on Finance and Taxation, reported that said committee, in session, had acted on the following bills and ordered same returned to the Senate with an adverse report:

By Mr. Lewis:

S. 88. To create the Department of Pensions, and to regulate and systematize the distribution of the pension fund and make the necessary appropriations therefor.

By Mr. McCain:

S. 481. To provide pensions for soldiers and sailors in the service of the State of Alabama, and to their widows, and for soldiers and sailors in the army or navy of the Confederate States of America, and to their widows, and for the regulation of the payment thereof.

Mr. Wallace, chairman of the Standing Committee on Local Legislation, reported that said Committee, in session, had acted on the following bill and ordered same returned to the Senate with an adverse report:

By Mr. Davie:

H. 1074. To create the office of tax assessor-collector in Bibb county, Alabama, and to prescribe his duties and fix his salary; and to abolish the offices of tax assessor and tax collector in Bibb county.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has amended as therein shown, and as amended has passed:

S. 265. To prohibit the obtaining of money, property, or other thing of value or the making, uttering or delivery of any check, draft or order in payment of any

obligation, with intent to defraud; to fix the punishment for the violation thereof, and to prescribe a rule of evidence in prosecutions thereunder.

And returns same herewith to the Senate.

W. F. Herbert,
Clerk.

HOUSE MESSAGE.

On motion of Mr. Hill, the Senate concurred in the following amendment by the House to Senate Bill No. 265, the title of which is set out the foregoing message from the House, to wit:

Amend by adding thereto this provision:

That upon the trial of any person charged with violating this act, the defendant shall be a competent witness to testify to his circumstances and intent when he drew the check or draft.

Yeas, 25; nays, 0.

Yeas:

Messrs.:	Ellis	Holmes	McCain
Bell	Green	Judge	Pride
Bonner	Hall	Kline	Thach
Bulger	Hartwell	Lee	Wallace
Burns	Higgins	Lewis	Weathers
Cooper	Hill	Lusk	Winkler
Easterly	Hollis		

—25.

Nays, 0.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has concurred in and adopted Senate amendments to the following House bills:

H. 898. To prohibit the buying or selling of patients by physicians or surgeons, or other persons, and to define what shall constitute the buying or selling of patients, and to fix the punishment for violation of this act.

Also,

H. 1202. To appropriate the sum of three thousand (\$3,000) dollars, or so much thereof as may be necessary, for the purpose of paying the expenses of the

Joint Recess Committee on Finance and Taxation.

Also,

H. 645. To repeal "An act to establish an inferior court of record for Geneva county; to prescribe and define the jurisdiction thereof, and to provide for the officers thereof," approved February 27, 1903, and to provide for the disposition of the records of the inferior court of Geneva county.

Also,

H. 970. To make an appropriation of three thousand dollars to defray the extraordinary expenses of the Legislative Investigating Committee.

Also,

H. 1310. To authorize the board of revenue of Montgomery county to furnish the several offices of said county with equipment and conveniences, including janitor service and telephone service.

Also,

H. 1343. To amend an act entitled an act to create the office of assistant solicitor for the county of Montgomery, Alabama, in lieu of the present office of deputy solicitor for said county; to prescribe his duties, fix his salary and provide for the selection for said office, approved February 21, 1907.

W. F. Herbert,
Clerk.

COMMUNICATION.

Lieutenant-Governor Kilby had the secretary read to the Senate the following communication:

"Birmingham, Ala., Aug. 24, 1915.

Lieutenant-Governor Thos. E. Kilby,
Montgomery, Alabama.

Yourself and all members of State Senate cordially invited to hear address of W. P. G. Harding here Wednesday night before Alabama Merchants Association on handling cotton situation, and be our guests on boat trip to lock seventeen leaving Birmingham Thursday at twelve noon. Please answer.

Murray Brown,
Chairman Wholesale Trade Committee Chamber
of Commerce."

RECOMMITMENT OF BILLS.

On motion of Mr. Hill:

S. 826. To ratify and confirm the sale and conveyance by the State of Alabama to Lizzie E. Carter and John G. Carter of the following described land, lying and being situated in the State of Alabama, to-wit: An island in the Alabama river, up the river from the city of Montgomery, and containing five and 47/100 acres in section number one, and nine and 27/100 acres in section number two, all in township number sixteen, range number seventeen, east of St. Stephens meridian. And to authorize and empower the Governor to execute for and in the name of the State of Alabama, and deliver to said parties, their heirs or assigns, a patent or other appropriate instrument of conveyance for such lands, and to authorize and empower the secretary of State to attest said patent or other instrument, conveying to said parties said lands in order to correct any errors or irregularities that are or may be contained in that certain patent to said lands, issued to said parties on the 28th day of June, A. D. 1897, and signed by Joseph F. Johnston, Governor of Alabama.

Was taken from the regular calendar and re-committed to the Standing Committee on Judiciary.

BILLS RETURNED AND RE-REFERRED.

Mr. Lee, chairman of the Standing Committee on Education, returned to the Senate the following bills without recommendation, with a request that they be re-referred to the Standing Committee on Finance and Taxation, to wit:

S. 810. To appropriate money to the board of normal school trustees for the use of the normal schools located at Florence, Livingston, Troy and Jacksonville.

S. 812. To amend section 1761 of the 1907 Code of Alabama as amended by an act approved April 14, 1911, to read as follows:

S. 813. To amend "An act to establish a State school for teaching agriculture and domestic economy in Lineville, Alabama, to provide for the management and

control thereof, and to make appropriation to support said school," approved March 31, 1911.

In pursuance of said request, the President of the Senate re-referred said bills, the titles of which are above set out, to the Standing Committee on Finance and Taxation.

Mr. Cooper, chairman of the Standing Committee on Agriculture, returned to the Senate the following bills, with a request that they be referred to the Standing Committee on Finance and Taxation, to wit:

H. 866. To amend sections three, ten, and eleven of an act approved March 9, 1911, to provide for and regulate the manufacture and sale "Commercial Feeding Stuffs" in Alabama; to further provide for the registration, tagging, sampling and analyzing commercial feeding stuffs; and to fix penalties for violations of this act.

H. 1408. To amend section 43 of the Code of Alabama, 1907. (Relating to securing samples of fertilizers.)

In pursuance of said request, the President of the Senate re-referred said bills, the titles of which are above set out, to the Standing Committee on Finance and Taxation.

RESOLUTIONS.

Mr. Hartwell offered the following resolution:

S. R. 141. Whereas, there remains but a few days in which to pass appropriation bills; therefore,

Be it resolved by the Senate, that all bills carrying appropriations shall hereafter be referred at once to the Committee on Finance and Taxation.

Which was read at length and referred to the Standing Committee on Rules.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has adopted the following resolution:

By Mr. Rogers of Sumter:

H. J. R. 198. Resolved, The Senate and House of Representatives extends to Hon. W. P. G. Harding an

urgent and cordial invitation to address a joint sitting of the Legislature on the cotton situation at his convenience.

And sends same to the Senate.

W. F. Herbert,
Clerk.

HOUSE MESSAGE.

On motion of Mr. Lusk, the rules were suspended and H. J. R. 198, set out in the foregoing message from the House, was concurred in and adopted

REPORT FROM COMMITTEE ON ENGROSSED BILLS.

Mr. President:

Your Standing Committee on Engrossed Bills beg leave to report that said committee, in session, have examined and compared the following engrossed bills with the originals and find same correctly engrossed, to wit:

S. 382. To amend section 5330 of the Code of Alabama of 1907. (Providing that no advantage can be taken by pleading or proving an immaterial or irrelevant plea.

S. 393. To amend sections 470 and 471 of the Code of Alabama of 1907.

S. 461. To designate certain public roads of the State of Alabama as State trunk roads and to provide the manner in which such roads shall be located, improved and maintained.

S. 476. To regulate the charging of fees and furnishing of information within the several departments of the State, and to provide for the covering into the State treasury of such fees.

S. 525. To regulate inferior courts in cities having more than thirty-five thousand population according to the last or any subsequent Federal census; to prescribe the jurisdiction of such courts, and provide for the number and compensation of the judges for such courts, and to provide for the appointment and compensation of the clerks and assistant clerks thereof, and to abolish the office of justice of the peace in such cities.

S. 604. To regulate the office of sheriff in counties of 81,000 population or over, according to the last Federal census or any subsequent Federal census, to exempt the sheriffs of such counties from court costs; to authorize and empower the boards of revenue of such counties to fix a number and compensation of the sheriff's deputies, guards and jailers; to exempt sheriffs from liability for the acts of the deputies except in certain cases; to require deputy sheriffs to execute official bonds conditioned, payable and approved as the bonds of sheriffs, and to provide for the payment of the premium on the sheriff's and deputies' bonds out of the county treasury; and to provide that all fees, charges and commissions taxable and collected as sheriff's fees, charges or commissions be paid into the county treasury, including fees for feeding prisoners to be paid into the general fund, and to create a fund designated as sheriff's fund, and to provide for the payment of the sheriff and his deputies, guards and jailers from such fund; authorizing the board of revenue to appropriate necessary money for the legal expense of the sheriff's office not otherwise provided for; authorizing the sheriff to employ an attorney to advise and represent him, whose compensation is to be fixed by the board of revenue, and paid out of the sheriff's fund; and providing when and how this act shall become effective.

S. 681. To authorize the school boards of counties within this State having a population of 75,000 and not more than 81,000, according to the Federal census of 1910, to pay pensions to aged and indigent teachers, out of the public school funds of their respective counties.

S. 747. To provide for the payment of all fines and forfeitures of Franklin county in money only; and to regulate the registration and payment of all claims which are by law payable out of said fund in said county.

S. 784. To ratify and confirm the payment of certain county warrants paid by W. E. Harrison as treasurer of Shelby county, Alabama, and to discharge said W. E. Harrison and his sureties on his official bond from all liabilities on account of the payment of such warrants.

S. 763. To provide for the better building, maintenance and protection of the public roads and bridges of Limestone county; to provide funds, regulations and penalties to carry the provisions and purposes of this act into effect; to provide for the appointment of a county engineer and for the examination of applicants for such position.

S. 789. To establish a board of revenue for Tallapoosa county; to regulate the selection and election of the members thereof and their terms of office; to fix the powers, duties and compensation of said board and to abolish the court of county commissioners of said county.

S. 800. To provide a more efficient system for opening, building, changing, constructing and working the public roads of Pickens county. A board of highway commissioners provided for, how provided, vacancies, how filled, organized of such board, duties of the chairman, duties of the secretary and treasurer, itemized accounts of receipts and disbursements to be published, oath of office and bond to be given, salaries provided for. Impeachment of the members of the board, how done, authority, duties and powers of the board of laws, rules and regulations concerning the public road commissioners, meetings, when and where held, adoption of new laws, rules and regulations concerning the public roads and publications of same provided for. Per capita tax and method of collecting same. May be discharged by working under direction of the board. Misdemeanor to fail to pay such tax or work ten full days, penalties provided for, court of county treasurer may be transferred to the board. All rights, powers, duties, etc., on commissioners' court with reference to public roads, etc., now conferred by the general laws of the State, available and applicable to such board of road commissioners.

S. 801. To amend section 4 of an act to provide for holding separate terms of the circuit court for Coffee county in the twelfth judicial circuit, at Enterprise, for the following portions of Coffee county, to wit: Township 3, range 22, township 4, range 22, township 5, range 22, township 3, range 21, township 4, range 21,

The east one-half of township 4, range 20. The following sections in township 4, range 20, to wit: 13, 22, 23, 24, 25, 26, 27, 34, 35, 36; and all that portion of the territory in township 6, range 22, township 7, range 22, township 5, range 21, township 6, range 21 lying south of Pea river and to regulate the holding of such court, to provide buildings and accommodations therefor, making its jurisdiction within such district exclusive of the jurisdiction it exercises when sitting at Elba in said county of Coffee, defining the powers of the judge and clerk thereof, and regulating the drawing of its grand and petit jurors and providing for the transfer of causes from the circuit court held at Elba to said court held at Enterprise, and from the latter to the former. Approved February 28, 1907.

S. 806. To require the court of county commissioners of Butler county to publish monthly in a newspaper published in said county a statement showing the receipts and expenditures of money for said county.

MESSAGE FROM THE HOUSE.

Mr. President:

The Speaker of the House having signed the following House bills, your signature thereto is requested:

H. 595. To provide for the punishment of violations of rules, regulations, or laws made by the court of county revenues of Dallas county, Alabama, relating to public roads and bridges.

H. 728. To validate and confirm all ordinances and resolutions of the mayor and town council of the town of Monroeville, Alabama, relating to the issue of bonds of said town to aid in the location and construction of buildings for the county high school of Monroe county, and to make it mandatory upon the part of the municipal authorities of said town to levy a special tax to pay the interest on said bonds and to create a sinking fund to redeem said bonds at maturity.

H. 766. To regulate the payment of claims against the fine and forfeiture fund of Morgan county, Alabama.

H. 857. To authorize and direct the court of county commissioners, or board of revenue, or governing board or court of like jurisdiction in Bibb county to pay for

advertising the notice and substance of local bills to be introduced in the Legislature for said county, at the lawful rate of advertising in said county, out of any money in the county treasury not otherwise appropriated, when the bills apply to the entire county, and this act shall apply to and include the notice and substance of bills advertised to be introduced at and during the present, 1915, session of the Legislature.

H. 923. For the relief of H. B. Pake.

H. 960. To provide a better system of public roads for Blount county.

H. 1012. To abolish the fine and forfeiture fund of Monroe county, and to provide for the payment of all outstanding valid claims against the said fund, and to repeal all laws in conflict herewith.

H. 1046. To authorize the court of county revenues of Dallas county to employ a person or persons to make and keep a record of the receipts and disbursement of monies belonging to said county, and to prepare for the printer the quarterly statements of such receipts and disbursements required by law to be published.

H. 1050. To provide a better system of public roads for Chambers county.

H. 1058. To better provide for working and maintaining and keeping in repair the public roads of Lawrence county, Alabama.

H. 1093. To authorize the treasurer of Bibb county, Alabama, to pay interest on money borrowed by the court of county commissioners of Bibb county, Alabama, to defray the general expenses of said county.

H. 1098. To establish a legal holiday in Alabama, to be known as Fraternal Day.

H. 1124. To impose a tax of one dollar a year on each male and two and one-half dollars on every female dog in Limestone county, State of Alabama, over four months of age, and to provide for the collection of such tax and to provide that all live stock killed or injured and all damages done thereto shall be paid for out of the dog tax fund, and to provide that the surplus left in the dog tax fund on the first day of March of each year shall be paid into the public school funds of said county.

H. 1145. To re-arrange and re-district the commissioner's court districts of Pickens county, Alabama.

H. 1175. To ratify and make legal certain claims and script registered against the fine and forfeiture fund of Tallapoosa county and to authorize and empower the treasurer of said county to pay same.

H. 1177. To dissolve the corporation of the town of Joppa, Cullman county, Alabama.

H. 1275. To authorize the board of revenue and road commissioners of Mobile county to provide telephones and other conveniences and necessities for the courts of Mobile county.

H. 1287. To limit the number of days for which members of the court of county commissioners of Pike county may be paid for services as members of said court, for mileage in going to and from said court, for their services rendered in the discharge of their duties in letting out, inspecting and accepting, building or repairing of any county bridges or county buildings or works, and mileage necessarily traveled by them in so doing, during any one year or part of a year; to say when this act shall go into effect; and to repeal all laws and parts of laws in conflict with the provisions of this act in so far as Pike county is concerned.

W. F. Herbert,
Clerk.

SIGNING OF BILLS.

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the secretary of the Senate, signed the following bills:

H. 595. To provide for the punishment of violations of rules, regulations, or laws made by the court of county revenues of Dallas county, Alabama, relating to public roads and bridges.

H. 728. To validate and confirm all ordinances and resolutions of the mayor and town council of the town of Monroeville, Alabama, relating to the issue of bonds by said town to aid in the location and construction of

buildings for the county high school of Monroe county, and to make it mandatory upon the part of the municipal authorities of said town to levy a special tax to pay the interest on said bonds and to create a sinking fund to redeem said bonds at maturity.

H. 766. To regulate the payment of claims against the fine and forfeiture fund of Morgan county, Alabama.

H. 857. To authorize and direct the court of county commissioners, or board of revenue, or governing board or court of like jurisdiction in Bibb county to pay for advertising the notice and substance of local bills to be introduced in the Legislature for said county, at the lawful rate of advertising in said county, out of any money in the county treasury not otherwise appropriated, when the bills apply to the entire county, and this act shall apply to and include the notice and substance of bills advertised to be introduced at and during the present, 1915, session of the Legislature.

H. 923. For the relief of H. B. Pake.

H. 960. To provide a better system of public roads for Blount county.

H. 1012. To abolish the fine and forfeiture fund of Monroe county, and to provide for the payment of all outstanding valid claims against the said fund, and to repeal all laws in conflict herewith.

H. 1046. To authorize the court of county revenues of Dallas county to employ a person or persons to make and keep a record of the receipts and disbursement of monies belonging to said county, and to prepare for the printer the quarterly statements of such receipts and disbursements required by law to be published.

H. 1050. To provide a better system of public roads for Chambers county.

H. 1058. To better provide for working and maintaining and keeping in repair the public roads of Lawrence county, Alabama.

H. 1093. To authorize the treasurer of Bibb county, Alabama, to pay interest on money borrowed by the court of county commissioners of Bibb county, Alabama, to defray the general expenses of said county.

H. 1098. To establish a legal holiday in Alabama, to be known as Fraternal Day.

H. 1124. To impose a tax of one dollar a year on each male and two and one-half dollars on every female dog in Limestone county, State of Alabama, over four months of age, and to provide for the collection of such tax and to provide that all live stock killed or injured and all damages done thereto shall be paid for out of the dog tax fund, and to provide that the surplus left in the dog tax fund on the first day of March of each year shall be paid into the public school funds of said county.

H. 1145. To re-arrange and re-district the commissioner's court districts of Pickens county, Alabama.

H. 1175. To ratify and make legal certain claims and script registered against the fine and forfeiture fund of Tallapoosa county and to authorize and empower the treasurer of said county to pay same.

H. 1177. To dissolve the corporation of the town of Joppa, Cullman county, Alabama.

H. 1275. To authorize the board of revenue and road commissioners of Mobile county to provide telephones and other conveniences and necessities for the courts of Mobile county.

H. 1287. To limit the number of days for which members of the court of county commissioners of Pike county may be paid for services as members of said court, for mileage in going to and from said court, for their services rendered in the discharge of their duties in letting out, inspecting and accepting, building or repairing of any county bridges or county buildings or works, and mileage necessarily traveled by them in so doing, during any one year or part of a year; to say when this act shall go into effect; and to repeal all laws and parts of laws in conflict with the provisions of this act in so far as Pike county is concerned.

BILLS ON THIRD READING.

The bill:

S. 558. To divide the State into judicial circuits, for the circuit courts to be numbered and composed of counties named, and to fix the times and places for holding the courts therein.

The following amendments offered by the Committee on Judiciary, to wit:

Amend section 1 by striking out all of the section after the word "follows" and inserting:

First Circuit: Choctaw, Clarke, Marengo and Washington.

Second Circuit: Baldwin, Butler, Conecuh, Crenshaw and Escambia.

Third Circuit: Barbour, Bullock, Dale and Russell.

Fourth Circuit: Dallas.

Fifth Circuit: Chambers, Lee, Macon and Elmore.

Sixth Circuit: Fayette, Lamar and Pickens.

Seventh Circuit: Shelby and Talladega.

Eighth Circuit: Madison and Jackson.

Ninth Circuit: Cherokee, DeKalb, Marshall.

Tenth Circuit: Jefferson.

Eleventh Circuit: Colbert, Franklin, Lauderdale and Marion.

Twelfth Circuit: Geneva, Henry and Houston.

Thirteenth Circuit: Mobile.

Fourteenth Circuit: Cullman, Lawrence, Walker and Winston.

Fifteenth Circuit: Montgomery.

Sixteenth Circuit: Etowah, Blount and St. Clair.

Seventeenth Circuit: Autauga, Bibb, Chilton and Perry.

Eighteenth Circuit: Calhoun.

Nineteenth Circuit: Limestone and Morgan.

Twentieth Circuit: Coffee, Covington and Pike.

Twenty-First Circuit: Clay, Cleburne, Coosa, Randolph and Tallapoosa.

Twenty-Second Circuit: Lowndes, Monroe and Wilcox.

Twenty-Third Circuit: Tuscaloosa.

Twenty-Fourth Circuit: Greene, Hale and Sumter.

Amend by adding to the bottom of page 3 of the bill after the court calendar for the first circuit these words:

"In the court of Marengo, at Demopolis, on the 4th Mondays of February, May, August and November, and at Linden, on the first Mondays in March, June September and December, and may continue three weeks if

the business demands it; provided, that no jury or juries shall be empaneled at the terms of the court to be held in Demopolis, and that no jury shall be empaneled at the June and December terms of the court to be held at Linden.

For the purposes of this act the county of Marengo is hereby divided into two divisions, one to be called the northern division, and the other the southern division. The northern division shall embrace that portion of the territory of Marengo county included within the following precincts of said county as now organized, to wit: Macon precinct, Demopolis precinct, Old Spring Hill precinct, Dayton precinct, and Faunsdale precinct. The southern division shall embrace all the territory of said county as now organized that is not embraced or included in the northern division.

Court shall be held in the southern division of said county at the court house in the town of Linden, and court shall be held in the northern division of said county in the city of Demopolis at such place therein as the judge of the first judicial circuit may designate and select; provided, that the city of Demopolis must provide and furnish, without cost or expense to Marengo county, suitable and necessary buildings in which to hold said court, and for the safe keeping of the prisoners and the records of said court, and the necessary offices for the officers of said court.

All actions except actions for the recovery of land or the possession thereof, or for a trespass thereto, must be brought in the division in which the defendant, or one of the defendants resides, if such defendant has within each division of said court a permanent residence, all actions for the recovery of land or the possession thereof, or for trespass thereto, must be brought in the division of said court in which the land lies; and a foreign corporation may be sued in either division of said court. A summons issuing contrary to the provisions hereof shall be abated on plea of the defendant. All civil cases in which a jury trial is demanded by either party and all criminal cases in which a jury trial is demanded by either party and all criminal cases in which a jury is required by law shall be tried at

the court house at Linden, Alabama, and at no other place.

Amend by adding to the court calendar for the fifth circuit, on page 7 of the bill, the following:

"In the county of Elmore on the first Mondays in March, June, September and December."

Amend by striking out all after the second line of the calendar for sixth circuit on page 8 of the bill and insert:

"In the county of Fayette on the second Monday in January, April, July and October and may continue three weeks."

"In the county of Lamar on the first Mondays in February, May, August and November and may continue three weeks."

"In the county of Pickens on the fourth Mondays in February, May, August and November and may continue three weeks."

Amend the court calendar for the seventh circuit by striking out "Talladega," where it occurs and inserting in place thereof the word "Shelby."

And by striking out the word "Shelby," where it occurs, and inserting in place thereof the word "Talladega."

Amend by making the court calendar for the eighth circuit, on page 10 of the bill, read:

The circuit court of the eighth judicial circuit shall be held in each year as follows:

1. In the county of Madison, on the second Monday in January and continue until the last Saturday in June or until the business is completed.

2. In the county of Jackson on the first Monday in March and may continue for seven weeks for equity, jury and non-jury terms.

3. In the county of Jackson on the first Monday in June and may continue for two weeks for equity and non-jury terms.

4. In the county of Madison on the second Monday in July and continue until the last Saturday in December or until the business is completed.

5. In the county of Jackson on the first Monday in September and may continue for seven weeks for equity, non-jury and jury terms.

Amend by making the court calendar for the ninth circuit, on page 11 of the bill, read: "For trial of equity, non-jury and jury cases:

At Center, in Cherokee county, on the first Monday in January, and may continue three weeks.

At Albertville, in Marshall county, on the fourth Monday in January and may continue two weeks.

At Fort Payne, in DeKalb county, on the second Monday in February and may continue four weeks.

At Guntersville, in Marshall county, on the second Monday in March and may continue four weeks.

For the trial of equity and non-jury cases:

At Center, in Cherokee county, on the first Monday in May and may continue two weeks.

At Albertville, in Marshall county, on the third Monday in May and may continue one week.

At Fort Payne, in DeKalb county, on the fourth Monday in May and may continue two weeks.

At Guntersville, in Marshall county, on the first Monday in June and may continue two weeks.

For the trial of equity, non-jury and jury cases.

At Center, in Cherokee county, on the second Monday in August and may continue three weeks.

At Albertville, in Marshall county, on the first Monday in September and may continue two weeks.

At Fort Payne, in DeKalb county, on the third Monday in September and may continue four weeks.

At Guntersville, in Marshall county, on the third Monday in October and may continue four weeks.

A grand jury shall be organized and empanelled on the first Monday of the first and third terms in each year in Cherokee county, and in DeKalb county, and at Guntersville in Marshall county, but no grand jury shall be empanelled at Albertville unless in an emergency by special order of the court or judge.

Amend the bill by inserting after the calendar for the tenth circuit and before the twelfth circuit on page 14 of the original bill:

The circuit court in the eleventh judicial circuit shall be held in each year as follows:

1. In the county of Lauderdale on the first Monday in January and June, and may continue two weeks, and

on the first Monday in March and September, and may continue four weeks.

2. In the county of Colbert, on the third Monday in January and June, and may continue two weeks, and on the first Monday in April and October, and may continue four weeks.

3. In the county of Marion on the third Monday in February and August, and may continue two weeks.

4. In the county of Franklin on the first Monday in May, and November and may continue two weeks.

Amend the court calendar for the seventeenth circuit on page 19 of the bill by striking out the word "Elmore and inserting in place thereof the word "Autauga."

Amend by making the court calendar for the nineteenth circuit on page 21 of the bill read :

"In the county of Limestone on the second Monday in January and May continue three weeks.

On the first Monday in April and continue two weeks.

On the first Monday in July and continue two weeks.

On the first Monday in October and may continue two weeks.

In the county of Morgan on the first Monday in January and may continue until and including the last Saturday of June, and on the third Monday in July and may continue until and including the Saturday before the 25th day of December."

Amend further by making the court calendar for the twenty-first circuit read :

"The circuit courts in the twenty-first judicial circuit shall be held as follows :

In the county of Cleburne on the first Monday in January, April July and October.

In the county of Randolph on the third Mondays in January, April, July and October.

In the county of Coosa, at Goodwater, on the first Mondays in February, May, August, and November, and at Rockford on the second Mondays in February, May, August and November.

In the event the law requiring court to be held at Goodwater is repealed the time thereby allotted for holding court at Goodwater shall be added to the time for holding court at Rockford.

In the county of Tallapoosa, at Alexander City, on the fourth Mondays in February, May, August and November, and at Dadeville on the first Mondays in March, June, September and December.

In the county of Clay on the.....Monday inand may continue.....weeks."

Amend by making the calendar for the twenty-second circuit read as follows:

"The circuit court shall be held in the twenty-second circuit as follows:

In the county of Monroe on the first Mondays in January, May and September, with grand and petit juries, but the term of court to be held on the first Monday of May shall have no grand jury. Also on the first Mondays of March and July without any jury.

In the county of Wilcox on the first Mondays in February, June and October, with grand and petit juries, except that the term of court to be held on the first Monday of June shall have no grand jury. Also on the fourth Monday of April and the first Monday of December without any jury.

In the county of Lowndes on the first Mondays in April and November with both grand and petit juries, and on the third Mondays in March and July without a jury."

Amend by adding a court calendar for the twenty-third circuit after page 24 of the bill as follows:

"Twenty-third circuit.

In the county of Tuscaloosa on the first Monday in January and may continue to and including the last day of June and on the first Monday in September and may continue to and including the last Saturday before December 25th."

Amend by adding after the last line of the bill:

"That if any section, clause or provision of this bill shall be declared unconstitutional, it shall not affect any other section, clause or provision of this bill."

Amend said S. 558, page 17, by striking out all of the words after the word "Montgomery," an inserting in lieu thereof the following:

The courts of said circuit shall be open for the transaction of business every day in the year except Sun-

day, days that have been declared holidays by the Legislature of Alabama, and such days as the court by order entered on the minutes shall designate.

That said circuit shall be divided into two divisions to be known as the first division and the second division; and each of said divisions shall be presided over by one of the judges of said circuit. The judge receiving the highest number of votes in the general election shall be known as the presiding judge of said circuit, and shall preside over the first division of said circuit, and the other judge shall be known as the associate judge of said circuit, and shall preside over the second division of said circuit. If said judges shall receive the same number of votes in the general election, then the said judges shall agree over which division each shall preside, and shall enter an order to that effect upon the minutes of each division of said court. If unable to agree this fact shall be certified to the Chief Justice of the Supreme Court of Alabama by either of said judges, and said Chief Justice shall thereupon designate which judge shall preside over each division, and this action of the chief Justice shall thereupon be entered upon the minutes of each division, and shall have the force and effect of an order of said court.

The judge of each division shall by an order entered on the minutes of the division, designate the day on which the docket of civil, criminal and equity cases to be tried in the division over which each of said judges preside, shall be called; the days when the cases for trial with and without juries shall be called; the days when criminal cases shall be called for trial, and the days when the docket of equity cases shall be called, and may from time to time as experience dictates change the order or times when these dockets will be called; provided, that no cases, except equity cases and criminal cases wherein the defendant is confined in jail, shall be tried during the months of July and August of each year.

All civil and equity cases pending in the said first division shall be called during the months of January, March, May, July, September and November of each year, at such times as the judge of said division may

designate; all civil and equity causes pending in the second division shall be called during the months of February, April, June, August, October and December of said year at such times as the judge of said division may designate, except as herein otherwise provided.

The grand juries may be empanelled and criminal cases may be set for trial by the judge of either division at such times as he sees fit, and nothing herein shall be construed as limiting the time when the judge of either division may empanel the grand jury, or set for trial the docket of criminal cases pending in his division; and the judge of each division shall empanel not less than two grand juries in every year, and may, if he sees fit, empanel said grand juries during such months as his division is not open for the trial of civil and equity causes.

Parties shall have the right to commence actions in either division of said circuit, and all actions shall be continued until finally disposed of in the division in which originally begun; provided, that by consent of the parties, any cause may be transferred from one division to the other.

Amend section 10 of S. 558 so that it shall read as follows:

Sec. 10. The circuit court in the tenth judicial circuit shall be open all the year for the transaction of business each day except Sunday, and except on such legal holidays as the court may, by order, make on its records, designate from time to time; provided, however, that from the 1st day of July until the 1st day of September of each year no civil cases at law shall be tried in such court without the consent of the parties, but during such period, at least two of the judges to be designated by the presiding judge shall be at the court house every day except Sunday for the transaction of such business as may be presented to them.

Provided, further, that the presiding judge may order a recess during all or any portion of the week, beginning on December 24th of each year, not extending beyond six court days; and provided, further, that no civil cases shall be set for hearing in said court; except by consent of the parties during the week preced-

ing each call of the division in the Supreme Court, including Jefferson county and during the first week of such calls.

That said circuit court of the tenth judicial circuit shall be held as above provided in the city of Birmingham and in the city of Bessemer.

That all cases, civil, criminal and of every other character and form of action and proceeding arising within the territory included in precincts 1, 2, 3, 4, 5, 7, 24, 27, 33, 40, 41, 49, and 51, as now laid off and included within the present territorial jurisdiction of the city court of Bessemer and over which the circuit court of Jefferson county has jurisdiction shall be tried in the circuit court of Jefferson county at Bessemer; and all cases, civil, criminal and of every other character and form of action and proceeding arising within the remainder of Jefferson county and over which the circuit court of Jefferson county has jurisdiction, shall be tried in the circuit court of Jefferson county at Birmingham, and if at any time a case of proceeding is filed instituted in the circuit court of Jefferson county at Birmingham which, under the provision of this act, or any other law should be tried at Bessemer, the same shall not be dismissed, but shall be, together with all pleadings, papers and records with reference thereto, immediately transferred to Bessemer and shall there be tried just as if it had been originally filed or instituted in the circuit court of Jefferson county, at Bessemer; and, if at any time a case of proceeding is filed or instituted in the circuit court of Jefferson county at Bessemer, which, under the provisions of this act, or any other law, should be tried at Birmingham, the same shall not be dismissed, but shall, together with all pleadings, papers and records with reference thereto be immediately transferred to the circuit court of Jefferson county at Birmingham, and shall there be tried just as if it had been originally filed or instituted in the circuit court of Jefferson county at Birmingham. In no event shall the jurisdiction of any case or proceeding be lost because filed or instituted at the wrong place of trial.

That one or more of the circuit judges of the tenth judicial circuit shall, at the time of his election and

during his term of office, reside within that part of Jefferson county within which the cases arising therein are tried at Bessemer and one or more of said judges shall at the time of his election and during his term of office reside within that part of Jefferson county within which the cases arising therein are tried at Birmingham.

There shall be grand juries held at the times provided by law at each place herein provided for holding court. Grand juries held at Bessemer shall investigate all matters coming under the jurisdiction of grand juries in Jefferson county that arise within the territory within which the cases arising therein under the terms of this act are tried at Bessemer. Grand juries held at Birmingham shall investigate all matters coming under the jurisdiction of grand juries in Jefferson county that arise within the territory within which the cases arising therein under the terms of this act are tried at Birmingham.

It is hereby made the duty of the board of revenue of Jefferson county, and they are hereby directed and required, to provide out of the funds of Jefferson county, suitable and adequate court facilities for holding court at each of the places herein provided for, and also to provide for the expense of the transfer of prisoners, to and from the county jail to the Bessemer division of said court.

That when the act consolidating all courts of record into the circuit court goes into operation all the books, papers and records of every kind in or belonging to the city court of Jefferson county shall be transferred to and become the books, papers and records of the circuit court of Jefferson county held at Birmingham, and shall therein remain; and all cases pending and undetermined in the said city court of Birmingham, the criminal court of Jefferson county and the chancery court of Jefferson county, shall be transferred and continue in and be finally disposed of in the circuit court of Jefferson county at Birmingham in the same manner as if they had been originally filed and instituted in said circuit court at said place; and all books, papers and records of every kind in or belonging to the

city court of Bessemer shall be transferred to and become the books, papers and records of the circuit court of Jefferson county at Bessemer, and shall remain therein and all cases pending and undetermined in the city court of Bessemer at the time of the consolidation shall be transferred to and continue in and be finally disposed of in the circuit court of Jefferson county at Bessemer in the same manner as if they had been originally filed or instituted in the said circuit court at said place.

Mr. Bulger offered the following amendment to said committee amendment, to wit:

Amend the amendment offered by the committee as follows: "By striking out 'Tallapoosa county' from the first circuit and adding it to the fifth circuit."

Mr. Bonner moved to lay the amendment offered by Mr. Bulger on the table, which prevailed, and said amendment was laid upon the table.

Mr. Bulger offered the following amendment to said committee amendment, to wit:

Amend the amendment offered by the committee to the bill by striking "Cleburne county" out of the twenty-first circuit and adding it to the eighteenth circuit."

Mr. Pride moved to table the amendment offered by Mr. Bulger, which motion prevailed.

Yeas, 19; nays, 8.

Yeas:

Messrs.:	Ellis	Hollis	Price
Bell	Green	Judge	Pride
Bonner	Hartwell	Key	Thach
Brown	Higgins	Lee	Wallace
Cooper	Hill	Lusk	Winkler

—19.

Nays:

Messrs.:	Easterly	Holmes	McCain
Bulger	Elrod	Kline	Weathers
Burns			

—8

Mr. Bulger offered the further amendment to said amendment offered by the committee, to wit:

Amend the amendment offered by the committee making the court calendar for the twenty-first district as follows:

By striking out on that part of said amendment offered by the committee the words and figures, to wit:

"In the county of Tallapoosa, at Alexander City, on the fourth Monday in February, May, August and November, and at Dadeville, on the first Monday in March, June, September and December," and adding in lieu therefor the following:

In the county of Tallapoosa, at Alexander City, on the fourth Monday in February and August for the trial of civil law cases, and at Dadeville on the first Monday in March and September for the trial of law cases, and on the first Monday in June and December for the trial of equity cases.

Provided, that the court at Alexander City, beginning on the fourth Monday in February and August shall continue not more than two weeks, and the term beginning on the fourth Monday in May and November shall continue not more than one week; that during the first week of the February and August term of said court it shall be the duty of the presiding judge to try non-jury cases and pass upon pleadings in all cases pending on the law docket of said court.

That the term of the court at Dadeville, beginning on the first Monday in March and September shall continue not more than three weeks, and the term beginning first Monday in June and December may continue one week; that during the first week of the March and September term of said court it shall be the duty of the presiding judge to try non-jury cases and pass upon the pleadings in all cases pending on the docket of said court.

Which was adopted.

Mr. Lusk offered the following amendment to said committee amendment, to wit:

Amend by striking out the court calendar for the 17th circuit and insert the following:

Seventeenth circuit.

17. The circuit courts in the seventeenth judicial circuit shall be held as follows:

In the county of Autauga on the third Mondays in January and August for jury terms and third Monday in June non-jury term.

In the county of Bibb on the second Mondays in February and September for jury terms and first Monday in June for non-jury term.

In the county of Chilton on the second Mondays in April and November for jury terms and first Monday in July non-jury term.

In the county of Perry on the third Mondays in March and October for jury terms and fourth Monday in June non-jury term.

Which was adopted.

Mr. Lusk offered the following amendment to said committee amendment, to wit:

Amend by adding after the last word of the bill these words:

If any clause, provision or section of this bill should be declared or held unconstitutional it shall not affect any other clause, section or provision, and this act shall go into effect for the purpose of selecting judges and solicitors at the next regular election for the several circuits, upon its approval, but for other purposes on Monday after the first Tuesday of January, 1917.

Which was adopted.

Mr. Lusk moved that the committee amendment, as thus amended, be adopted as a whole, which motion prevailed, and said committee amendment, as thus amended, was adopted by the Senate.

Yeas, 21; nays, 3.

Yeas:

Messrs.:	Easterly	Higgins	Lee
Arrington	Ellis	Hill	Lewis
Bell	Elrod	Hollis	Lusk
Bonner	Green	Key	Price
Bulger	Hall	Kline	Pride
Cooper	Hartwell		

—21.

Nays:

Messrs.:	Hollis	Thach	Weathers
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—3.

Mr. Holmes offered the following amendment to said bill, as amended, to wit:

Amend so as to provide the jury terms of Baldwin county be three weeks each.

Which was adopted.

Yeas, 27; nays, 0.

Yeas:

Messrs.:	Easterly	Hill	Lusk
Arrington	Ellis	Holmes	Price
Bell	Elrod	Judge	Pride
Bonner	Green	Key	Thach
Brown	Hall	Kline	Wallace
Burns	Hartwell	Lee	Weathers
Cooper	Higgins	Lewis	Winkler

—27.

Nays, 0.

Mr. Arrington offered the following amendment to said bill as amended, to wit:

Amend the calendar for the twentieth judicial circuit to read as follows:

1. In the county of Coffee at Elba on the first Mondays in January, April, July and October, and at Enterprise on the first Mondays in February, May, August and November.

2. In the county of Covington on the third Monday of February, May, August and November.

3. In the county of Pike on the third Mondays in January, April, July and October.

Which was adopted.

Yeas, 25; nays, 0.

Yeas:

Messrs.:	Elrod	Judge	Price
Arrington	Green	Key	Pride
Bell	Hall	Kline	Thach
Bonner	Hartwell	Lee	Wallace
Brown	Higgins	Lewis	Weathers
Easterly	Hill	Lusk	Winkler
Ellis	Holmes		

—25.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 25; nays, 0.

Yeas:

Messrs.:	Faulk	Judge	Price
Arrington	Green	Key	Pride
Bell	Hall	Kline	Thach
Bonner	Hartwell	Lee	Wallace
Cooper	Higgins	Lewis	Weathers
Easterly	Hill	Lusk	Winkler
Elrod	Holmes		—25.

Nays, 0.

The bill:

S. 545. To prescribe the number of judges of the circuit courts; the time of their election, and to regulate the procedure in circuit courts, and the appointment of registers thereof.

Was taken up.

The following amendments offered by the Committee on Judiciary, to wit:

Amend section 1 of Senate Bill 545 so that it shall read as follows:

"1. At the general election to be held in November, 1916, there shall be elected ten judges for the circuit court of the tenth circuit; three judges for the circuit court of the thirteenth circuit; two judges for the circuit court of the fifteenth circuit; two judges for the circuit court of the fourteenth circuit; one judge for the circuit court of the sixth circuit, and one judge for every other circuit in the State, all of whom shall hold office for the term of six years."

Insert after section 3 the following as section 3A:

"3A. In circuits for which more than three judges are provided, the judges shall be numbered first, second, third, fourth, and so forth, consecutively, so that each judgeship shall be designated by a number and the judges shall be so designated on the ballot used in the primary and general elections. The court of such circuits shall have three separate divisions—an equity

division, a criminal division, and a law division; and the judge numbered one shall sit in the equity division as of course, the judges numbered two and three shall sit in the criminal division as of course, and the remainder of the judges shall sit in the law division as of course; provided, however, that all the judges shall have equal power, authority and jurisdiction, and the presiding judge, or the judge who may be acting as presiding judge in his absence, may designate any of the judges from time to time to sit in any other division than that in which he sits as of course, whenever more judges are needed in such other division to dispose of the business therein; and it shall be the duty of the judges by vote of the majority thereof to make rules, which shall be entered in full upon the minutes of the court as they are made or amended, defining the powers and duties of the judges in the several divisions, and other matters requiring special rules of court; and except in so far as every judge is authorized by the constitution to direct the issue of original writs, the several judges shall act in conformity with such rules."

Amend section 8 of the bill by adding at the end thereof the following:

"Provided, however, that this section shall not apply in circuits composed of only one county and having two or more judges."

Amend section 12 of the bill by adding at the end thereof the following:

"Provided, that in circuits composed of only one county having three or more judges that the judge numbered 'first' shall appoint the register in chancery."

Amend section one by striking out of the section these words:

"Two judges for the circuit court of the sixth circuit."

Amend section twelve by adding after the words appointing him," in lines 9 and 10, these words: "But subject to removal by order of the judge entered on the minutes of the court at the pleasure of the judge."

Amend by adding section 18 as follows:

Sec. 18. That in all primary elections held for the nomination of candidates for circuit judges and cir-

cuit solicitors to be voted for at the general election to be held on the first Tuesday after the first Monday in November, 1916, all persons shall be entitled to participate and be eligible for nomination in such primaries who may be qualified electors of the particular district at the time of the succeeding general election and who otherwise possess the qualifications prescribed by the Constitution and laws of the State.

Amend by adding after the last line of the bill: "That if any section, clause or provision of this act shall be declared unconstitutional it shall not affect any other section, clause or provision of this bill."

Which, upon motion of Mr. Lusk, were adopted as a whole.

Yeas, 26; nays, 0.

Yeas:

Messrs.:	Faulk	Holmes	Price
Arrington	Green	Judge	Pride
Bell	Hall	Key	Thach
Bonner	Hartwell	Kline	Wallace
Brown	Higgins	Lee	Weathers
Burns	Hill	Lewis	Winkler
Elrod	Hollis	Lusk	—26.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 26; nays, 0.

Yeas:

Messrs.:	Faulk	Holmes	Price
Arrington	Green	Judge	Pride
Bell	Hall	Key	Thach
Bonner	Hartwell	Kline	Wallace
Burns	Higgins	Lee	Weathers
Cooper	Hill	Lewis	Winkler
Elrod	Hollis	Lusk	—26.

Nays, 0.

UNFINISHED BUSINESS.

The Senate proceeded to consider the unfinished business of yesterday, which was H. 850, and the committee amendments thereto.

Mr. Hill moved to re-consider the vote by which the eleventh committee amendment was adopted on yesterday, which motion prevailed, and said vote was re-considered.

Mr. Hill then moved that said amendment No. 11, offered by the committee be laid upon the table, which motion prevailed, and said eleventh amendment offered by the committee was laid upon the table.

Mr. Hill moved that the Senate re-consider the vote by which the thirteenth amendment was adopted on yesterday, which motion prevailed, and said vote was re-considered.

Mr. Hill then moved that said thirteenth amendment offered by the committee be laid upon the table, which motion prevailed and said thirteenth amendment offered by the committee was laid upon the table.

The Senate then proceeded to consider the amendment offered by Mr. Hartwell to the seventeenth amendment offered by the committee on yesterday.

Pending the consideration of which:

RECESS.

At 1:05 o'clock P. M., on motion of Mr. Holmes, the Senate took a recess until three o'clock this afternoon.

AFTERNOON SESSION—THIRTY-FIFTH DAY.

Tuesday, August 24th, 1915.

The Senate re-assembled at 3 o'clock P. M.

ROLL CALL.

On a call of the roll 26 Senators answered to their names, a quorum of the Senate.

INTRODUCTION OF BILLS.

Upon a call of districts, bills were introduced, severally read one time, and referred to appropriate standing committees, as follows:

By Mr. Lusk:

S. 842. To define, fix and declare what property shall be exempt from taxation.

Committee on Finance and Taxation.

By Mr. Faulk:

S. 843. To provide for the election of two examiners of public accounts, or auditors of public accounts, to prescribe their duties and powers, and to fix their compensation.

Committee on Finance and Taxation.

By Mr. Judge:

S. 844. To amend section 900 of the Code of Alabama of 1907.

Committee on Privileges and Elections.

By Mr. Winkler:

S. 845. To amend section 901 of the Code of Alabama of 1907.

Committee on Privileges and Elections.

REPORTS OF COMMITTEES.

Mr. Key, chairman of the Standing Committee on Public Roads and Highways, reported that said committee, in session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to wit:

By Mr. Fite of Marion (with substitute):

H. 929. To appropriate the two and three per cent. funds now in the treasury of the State to Alabama, Tennessee & Northern Railway.

By Mr. Walden:

H. 1144. To authorize and direct the commissioners court of Morgan county, Alabama, to audit and allow all officers' and witnesses' claims and fees for costs taxed against defendants who have been sentenced in criminal cases to perform hard labor on the county

roads of Morgan county, Alabama, where such costs and fees are actually worked out on said roads by such defendants, and to certify the same to the county treasurer of Morgan county, Alabama.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bills:

H. 1392. To amend section 133 of the Code of Alabama of 1907.

H. 1328. To amend section 4897 of the 1907 Code of Alabama.

H. 982. To amend section 7607 of the Code of Alabama, 1907. (Relates to election by defendant for the performance of hard labor for county, pending discharge or conviction.)

H. 217. To protect purchasers at judicial sales.

H. 256. To prevent and punish the desecration, mutilation or improper use of the flag of the United States of America or the State of Alabama or the Confederate flag or ensign.

H. 532. To authorize municipal corporations in the State of Alabama to make temporary loans in anticipation of the collection of taxes.

H. 1118. To amend section 4237 of the Code of Alabama, 1907. (Specifies articles not subject to waiver of exemption.)

H. 218. To provide a limitation in which proceedings to charge lands for the payment of debts of a decedent must be instituted, so far as the same applies to the rights of bona fide purchasers for value from the heir, or devisee.

H. 1426. To amend section 1421 of the Code of 1907 of the State of Alabama.

H. 1057. To give to the State board of health supervision and control over the source or sources of supply of all water works plants or systems operated by any person, firm, corporation or municipality operating water works, or supplying water for domestic purposes; to provide for the examination and analysis of the water so supplied to the public; to regulate the conditions

upon which water works plants may be built, or the source of supply changed or enlarged; to prevent the furnishing of impure or polluted water to the public, and to provide for maintaining the purity of all public water supplies.

And sends the same herewith to the Senate.

Also,

H. 885. To vacate and annul certain parts of avenues, streets and alleys in the Stevenson Land and Improvement Company's Addition to the town of Stevenson.

And sends the same to the Senate with notice and proof attached and herewith exhibited as follows:

(EXHIBIT A.)

LEGAL ADVERTISEMENTS.

NOTICE

Notice is hereby given that we will apply for the enactment into law by the Legislature of Alabama at the next session thereof to be held in July 1915 of substantially the following bill:

A bill to be entitled an Act to vacate and annul certain parts of Avenues, Streets and Alleys in the Stevenson Land and Improvement Company Addition to the town of Stevenson.

Section 1. Be it enacted by the Legislature of Alabama: The following Avenues, Streets and Alleys in the Stevenson Land and Improvement Company Addition to said town, to-wit: Nebraska, Louisiana, Kansas, Tennessee, Iowa, Georgia, Pennsylvania and Mississippi Avenues from Fourth to Eighth Streets. Ohio Avenue from Fourth Street to Benges Creek and Carolina Avenue from Fourth Street to the Southeastern terminus thereof and all the Avenues from Eighth Street to Benges Creek; Fourth, Fifth, Sixth and Seventh Streets from Broad Street to Kentucky Avenue and Fourth, Fifth, Sixth and Seventh Streets, from Broad Street to the northeastern terminus of each of said streets, and all the Alleys running through Blocks 9, 10 and 11 through all the Blocks from 42 to 90 inclusive, be and the same are hereby annulled, vacated and abolished as public streets or public highways and the same shall for-

ever cease to be public streets or highways, and the dedication thereof as such is hereby extinguished and annulled.

Sec. 2. That all laws and parts of laws in conflict with the provisions of this Act be and same are hereby repealed.

C. L. Cargile and others.

State of Alabama, }
Jackson County. }

Before me, W. H. Tally, a Notary Public in and for said county, personally appeared W. A. Sehern, who being duly sworn deposes and says that he is the Editor and Manager of the Scottsboro Citizen, a newspaper published in said county; that notice of the intention to apply to the Legislature of Alabama at the sessions thereof to be held in July 1915 for the passage of a local law to be entitled an Act to vacate and annul, certain parts of Avenues, Streets and Alleys in the Stevenson Land and Improvement Company's Addition to the town of Stevenson, was published in said newspaper for four consecutive weeks prior to this date, towit: in the issues of said paper published respectively on the 17 and 24 days of June and on the 1 and 8 days of July 1915. A copy of said notice as published in said paper is hereto attached and marked (Exhibit A) and made a part of this affidavit.

Affiant further says that said notice was published as aforesaid without cost to the State and that the cost thereof has been paid by the said C. L. Cargile.

Affiant further says that the town of Stevenson and the said Addition thereto are situated in the said county of Jackson.

W. A. Sehern.

Sworn to and subscribed before me this the 10th day of July 1915.

W. H. Tally,

Notary Public, Jackson County, Alabama.

My Commission Expires February 11, 1919.

(Seal)

And sends same herewith to the Senate.

W. F. Herbert,
Clerk.

HOUSE MESSAGES.

The House bills in the foregoing House message were severally read once and referred to appropriate standing committees as follows:

H. 982, 1328. To the Committee on Revision of Laws.

H. 217, 218, 256, 1118, 1392. To the Committee on Judiciary.

H. 532, 1426. To the Committee on Municipalities and Municipal Organizations.

H. 885. To the Committee on Local Legislation.

H. 1057. To the Committee on Public Health.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has passed the following Senate bills:

S. 153. To prohibit the owners, managers, operators and employeés of telegraph and telephone lines operated in this State from publishing or communicating in any way whatsoever, or causing or allowing to be communicated, the contents of any telegram or telephone message without consent of either the sender or receiver of the same.

S. 394. To create an election commission for all cities of one hundred thousand population, or over, according to the last or any subsequent Federal census; to provide that the probate judge, sheriff and clerk of the circuit court of the county, within which such city or cities are located shall constitute such commission and to define the powers and duties of the same.

S. 563. To regulate and restrict the expenditures made, or contracted to be made, by each city in the State of Alabama which now has, or which may hereafter have, a population of more than one hundred thousand, according to the last Federal census, or any such census which may hereafter be taken, and to provide for the impeachment and removal from office of each person, a member of the governing body of such city, who willfully causes, abets or permits any unlawful expenditure to be made or contracts by such city.

And the House has amended as therein shown, and as amended has passed:

S. 202. To amend section 1345 of the Code of Alabama of 1907.

And returns same herewith to the Senate.

W. F. Herbert,
Clerk.

HOUSE MESSAGE.

On motion of Mr. Judge, the Senate concurred in the following amendment by the House to Senate bill No. 202, the title of which is set out in the foregoing message from the House, to wit:

Amend the bill by adding thereto the following: "Provided, however, that nothing herein contained shall authorize the increase of any license tax of such municipal corporations which is now or may hereafter be fixed by statute."

Yeas, 24; nays, 0.

Yeas:

Messrs.:	Easterly	Higgins	Lewis
Arrington	Ellis	Hollis	Lusk
Bonner	Faulk	Holmes	Miller
Bulger	Green	Judge	Pride
Burns	Hall	Key	Wallace
Cooper	Hartwell	Kline	Weathers
Denson			

—24.

Nays, 0.

MESSAGE FROM THE HOUSE.

Mr. President:

The Speaker of the House having signed the following House bills, your signature thereto is requested:

H. 645. To repeal an act to create an inferior court of record for Geneva county; to prescribe and define the jurisdiction thereof, and to provide for the officers thereof," approved February 27, 1903, and to provide for the disposition of the records of the inferior court of Geneva county.

Also,

H. 898. To prohibit the buying or selling of patients by physicians or surgeons or other persons and to de-

fine what shall constitute the buying or selling of patients, and to fix the punishment for the violations of this act.

Also,

H. 970. To make an appropriation of three thousand dollars to defray the extraordinary expenses of the Legislative Investigating Committee.

Also,

H. 1202. To appropriate the sum of three thousand (\$3,000.00) dollars, or so much thereof as may be necessary for the purpose of paying the expenses of the Joint Recess Committee on Finance and Taxation.

Also,

H. 1310. To authorize the board of revenue of Montgomery county to furnish the several offices of said county with equipment and conveniences, including janitor service and telephone service.

Also,

H. 1343. To amend an act entitled An act to create the office of assistant solicitor for the county of Montgomery, Alabama, in lieu of the present office of deputy solicitor for said county; to prescribe his duties fix his salary and provide for the selection for said office, approved February 21, 1907.

W. F. Herbert,
Clerk.

SIGNING OF BILLS.

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the secretary of the Senate, signed the following bills:

H. 645. To repeal an act to create an inferior court of record for Geneva county; to prescribe and define the jurisdiction thereof, and to provide for the officers thereof," approved February 27, 1903, and to provide for the disposition of the records of the inferior court of Geneva county.

H. 898. To prohibit the buying or selling of patients by physicians or surgeons or other persons and to de-

fine what shall constitute the buying or selling of patients, and to fix the punishment for the violations of this act.

H. 970. To make an appropriation of three thousand dollars to defray the extraordinary expenses of the Legislative Investigating Committee.

H. 1202. To appropriate the sum of three thousand (\$3,000.00) dollars, or so much thereof as may be necessary for the purpose of paying the expenses of the Joint Recess Committee on Finance and Taxation.

H. 1310. To authorize the board of revenue of Montgomery county to furnish the several offices of said county with equipment and conveniences, including janitor service and telephone service.

H. 1343. To amend an act entitled An act to create the office of assistant solicitor for the county of Montgomery, Alabama, in lieu of the present office of deputy solicitor for said county; to prescribe his duties fix his salary and provide for the selection for said office. Approved February 21, 1907.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bills:

H. 1261. To abolish the office of clerk of the inferior court of Ensley, for precinct No. 45, of Jefferson county, Alabama.

And sends the same to the Senate with notice and proof attached and herewith exhibited as follows:

Notice is hereby given that application will be made to the Legislature of Alabama during the present session thereof for the passage and enacted into law in substance as follows, to wit:

AN ACT

To abolish the office of clerk of the inferior court of Ensley for precinct 45 of Jefferson county, Alabama.

Be it enacted by the Legislature of Alabama—First, that the office of clerk of the inferior court of Ensley in and for precinct 45 of Jefferson county, Alabama, as

provided for and created by act of the Legislature approved August 9th, 1907, be and the same is hereby abolished and discontinued.

Second, that the provisions of this act take effect ten days after its enactment and approval.

State of Alabama, }
Jefferson County. }

Personally appeared before me, Louis Berkovitz, a notary public in and for said county, in said State, J. H. F. Mosley, who, being by me first duly sworn, deposes and says that he is editor and manager of the Labor Advocate, a newspaper published in said county and State, that the notice hereto attached was published in said Labor Advocate on the following dates: February 5th, 12th, 19th, 26th, 1915.

J. H. F. Mosley.

Sworn to and subscribed before me, this 5th day of March, 1915.

Louis Berkovitz,
Notary Public.

Also,

H. 1246. For the relief of William M. Adams, of Chilton county, Alabama, for funds expended by the said William M. Adams, during his term, as deputy solicitor of Chilton county, Alabama, in enforcing the prohibition law, which funds were refunded to said William M. Adams by the court of county commissioners, subsequently, and for which funds, amounting to one hundred and thirty-one and 5/100 (\$131.05) dollars, Chilton county, Alabama, is suing to recover.

And sends the same to the Senate with notice and proof attached and herewith exhibited as follows:

LEGAL NOTICE.

Notice is hereby given that, at the expiration of the constitutional time, a bill will be introduced in the Legislature of the State of Alabama, for the relief of Wm. M. Adams, for and on account of monies paid out by said Adams, previously, in the administration of

his office, as deputy solicitor of Chilton county, Alabama, in enforcing the then existing prohibition laws of the State of Alabama, in said county. Notice is further given that said bill so to be introduced will provide for the ratification and confirmation, and will ratify and confirm the repayment by Chilton county, through its court of county commissioners, of such monies so expended by said Adams, for such purpose above specified.

This the 20th day of January, 1915.

Wm. M. Adams.

State of Alabama, }
Chilton County. }

Before me, H. M. Simpson, Register in Chancery in and for said county in said State, personally appeared C. J. Davis, who, being by me first duly sworn, on oath deposes and says: That he, said C. J. Davis, is the editor of The Clanton Press, a newspaper at Clanton, Chilton county, Alabama, weekly; that the notice appearing hereinabove signed by William M. Adams, and dated January 20th, 1915, was published in the following successive issues of The Clanton Press, to wit: From January 21st to February 18, 1915 (four insertions). That said issues of said paper are on file at the office of The Clanton Press, and have been filed, as required by law, in the office of the judge of probate of said county, Alabama. That the notice hereinabove referred to was clipped from one of the issues of said The Clanton Press.

(Signed.) C. J. Davis

Sworn to and subscribed before me, this the 24th day of July, 1915.

(Signed.) M. H. Simpson,
Register in Chancery.

Also,

H. 1262. To establish the office of recording clerk of the inferior court of Ensley, for precinct number 45, of Jefferson county, Alabama, to provide for the selection of such recording clerk, define his duties, and to prescribe his compensation.

And sends the same to the Senate with notice and proof attached and herewith exhibited as follows:

Notice is hereby given that application will be made to the Legislature of Alabama during the present session for the passage of a law in substance as follows, to wit:

AN ACT

To establish the office of recording clerk of the inferior court of Ensley, for precinct 45 of Jefferson county, Alabama, to provide for the selection of such recording clerk, define his duties and to prescribe his compensation.

Be it enacted by the Legislature of Alabama:

First, the judge of the inferior court of Ensley, in and for precinct 45 of Jefferson county, Alabama, is hereby authorized and required immediately upon the passage of this act to appoint a suitable and proper person as clerk of the inferior court of Ensley, who shall be known as the recording clerk of said court.

Second, said clerk before entering upon the discharge of his duties shall give bond in the sum of two thousand dollars, payable to Jefferson county, Alabama, and conditioned to faithfully discharge the duties of the said office and to pay over all money coming into his hands as such clerk to the party or parties or to the officer or officers entitled thereto and to faithfully account for any and all moneys coming into his hands by virtue of his said office. And any party, or parties, aggrieved by his failure to do so or any officer entitled to any fund or moneys in his hands which he fails to pay over may enter suit in their respective names for its recovery and the sureties on said bond shall be jointly liable with said clerk therefor.

Third, said recording clerk shall receive a salary of one hundred dollars per month for his services as such recording clerk, which shall be paid on the warrant of said clerk out of the treasury of Jefferson county, Alabama, on the last day of each month.

Fourth, it shall be the duty of said clerk to issue all papers and processes from and for said court except warrants of arrest, and he shall keep a docket or dockets of the proceedings had in said court and shall certify all appeals and certiorari therefrom.

Fifth, the term of office of said clerk shall be the same as that of the judge appointing him and until his successor is appointed and qualified. For good cause the judge of said court may remove him from office.

Sixth, all laws and parts of laws in conflict herewith are expressly repealed.

Feb. 5-12-19-26.

State of Alabama, }
Jefferson County. }

Personally appeared before me, Louis Berkovitz, a Notary Public in and for said county, in said State, J. H. F. Mosley, who being by me first duly sworn, deposes and says that he is editor and manager of the Labor Advocate, a newspaper published in said county and State, that the notice hereto attached was published in said Labor Advocate on the following dates: February 5, 12, 19, 26, 1915.

J. H. F. Mosley.

Sworn to and subscribed before me, this 5th day of March, 1915.

Louis Berkovitz,
Notary Public.

Also,

H. 879. To appropriate the sum of one hundred dollars (\$100.00) to Reuben A. J. Cumbee of Etowah county, Alabama, an ex-Confederate soldier, as a pension for the year 1913, and to direct the State auditor to draw his warrant therefor in favor of Reuben A. J. Cumbee, and to direct the State treasurer to pay the same.

And sends the same to the Senate with notice and proof attached and herewith exhibited as follows:

State of Alabama, }
County of Etowah. }

Before me, L. L. Herzberg, Judge of Probate in and for said State and County, personally appeared A. W. McCulloch, who being by me first duly sworn makes affidavit according to law that he is the business manager of the Journal Publishing Company, a corporation, and that said corporation is the publisher of the

"Gadsden Evening Journal," a newspaper of general circulation published at Gadsden, in the County and State aforesaid, and that the notice which is attached hereto as "Exhibit A" and made a part of this affidavit was published in the Gadsden Evening Journal once a week for four consecutive weeks prior to the time of this affidavit, viz: on the 25th day of January 1915, the 1st day of February 1915, the 8th day of February 1915 and the 15th day of February 1915 respectively.

A. W. McCulloch.

Sworn to and subscribed before me, this the 28th day of June, 1915.

L. L. Herzberg,
Judge of Probate.

NOTICE.
"EXHIBIT A"

Notice is hereby given that a bill will be introduced in the Legislature of Alabama at the session of 1915, the substance of said bill being to appropriate the sum of One Hundred Dollars to Reuben A. J. Cumbee, of Etowah county, Alabama, an ex-Confederate soldier, as a pension for the year 1913 from the State of Alabama, the application of the said Reuben A. J. Cumbee having been rejected for the year 1913 because of the technical insufficiency of his proof, and to direct the State auditor to draw his warrant upon the State Treasury in favor of the said Reuben A. J. Cumbee for One Hundred Dollars, and to direct the State Treasurer to pay the same. This January 25th, 1915.
adv—

Also,

H. 1399. To repeal an act entitled "An act to confer additional jurisdiction upon the county court of Choctaw county and to regulate the proceedings therein," Local Acts 1907, page 52, and to transfer all criminal causes pending in said county court by virtue of said act into the circuit court of Choctaw county, and to transfer all appeals from justice court pending in said county court into the circuit court of Choctaw county,

and to require the judge of the county court of Choctaw to deliver to the clerk of the circuit court all documents and books pertaining to or relating to the causes pending in his court by virtue of said act.

And sends the same to the Senate with notice and proof attached and herewith exhibited as follows:

State of Alabama, }
Choctaw County. }

Before me, J. P. Kelly, a notary public, personally appeared R. N. Moody, who, being duly sworn, says that he is the publisher of the Choctaw Advocate, which is a newspaper published in Choctaw county, Alabama; that the attached notice was published in said newspaper once a week for four consecutive weeks without cost to the State of Alabama, and that said notice was published on, to wit: December 16th, 23rd, 30th, 1914, and January 6th, 1915; and that the notice hereto attached is a true and correct copy of the notice published in said paper on the dates named.

R. N. Moody.

Sworn to and subscribed before me, this the 5th day of August, 1915.

J. P. Kelly,
Notary Public.

To Whom it May Concern:

The State of Alabama, }
Choctaw County. }

Notice is hereby given for four weeks in The Choctaw Advocate, a newspaper published weekly at Butler, Choctaw county, Alabama, as required by section 106 of the Constitution of Alabama of 1901, that application will be made at the next session of the Legislature to convene in Montgomery, Alabama, in January, 1915, for the passage of an act to repeal an act entitled "An act to confer additional jurisdiction upon the county court of Choctaw county," and to regulate the proceedings therein, found on page 52, of the Local Acts of the Legislature of 1907, and providing for the transfer of all criminal cases pending and undisposed of in said court under and by virtue of indictments

preferred by the grand jury of said county to the circuit court or to a court having jurisdiction of said cases, in said county of Choctaw, and providing for the transfer of all cases pending and undisposed of in said county court preferred by affidavit and warrant of arrest to the grand jury of said county or to a court having jurisdiction of said cases, and providing further for the transfer of all criminal cases now pending and undisposed of in said county court by appeals from the justice courts of said county to the grand jury of said county or to a court having jurisdiction of said criminal cases.

Respectfully,
L. F. Rogers.

Also,

H. 1404. To confer further powers and authority upon the court of county commissioners of Perry county, Alabama, relating to public roads and bridges.

And sends the same to the Senate with notice and proof attached and herewith exhibited as follows:

NOTICE OF PROPOSED LEGISLATION.

Notice is hereby given that application will be made to the Legislature of Alabama, when it convenes in July, 1915, for the passage of a law, the substance of which is as follows: To confer further powers and authority upon the commissioners court of Perry county, Alabama, relating to public roads and bridges; including the authority and power to create and establish road districts in said county; to create and establish a board of supervisors in and for each of said districts; to fix the powers, authority and jurisdiction and duties of said boards and the members thereof; to provide for the appointment or selection of the said members, their tenure of office and removal; to delegate to said boards and the members thereof, in and for their respective districts, to be exercised under the supervision of said court, the powers, authority, jurisdiction and duties of said court relating to public roads, bridges and ferries, or so much of same as said court may determine; to this end, to confer legislative, executive and judicial pow-

ers on said court, authorizing and empowering it to establish, enact, ordain, promulgate, and enforce rules regulations, and laws necessary, incidental or proper to carry out or effectuate the above powers, to regulate said boards and to otherwise provide for the making improvements and maintenance of a good system of public roads, bridges and ferries in said districts, and for the regulation of the use of the same.

The State of Alabama, }
County of Perry. }

Before me, W. L. Pitts, Judge of Probate in and for said county, in said State, personally appeared Charles H. Greer, who, being first duly sworn, deposes and says that he is the publisher and editor of the Marion Standard, that said Marion Standard, is a weekly newspaper published in said county regularly, and that the foregoing attached clipping is a true copy of a certain notice which was regularly published in said newspaper for four consecutive weeks on, to wit, the following dates: June 18th, 1915, June 25th, 1915, July 2nd, 1915, and July 9th, 1915, and without expense to said State.

Chas. H. Greer.

Sworn and subscribed to before me, this 13th day of July, 1915.

W. L. Pitts,
Judge of Probate.

Also,

H. 1401. To regulate the practice and procedure in courts of justices of the peace in Mobile county, and on appeal and certiorari therefrom.

And sends the same to the Senate with notice and proof attached and herewith exhibited as follows:

NOTICE

Is hereby given of the intention to apply to the present Legislature of Alabama for the passage of a local law to regulate the practice and procedure in courts of justices of the peace in Mobile county and on ap-

peal and certiorari therefrom, the proposed law to provide in substance: That if such suit is brought contrary to the provisions of section 4648 of the Code of Alabama, and judgment against the defendant or the garnishee therein, shall be null and void, and in any proceeding in which the validity of such judgment may be involved, the burden shall be upon the person asserting such validity; that before instituting suit in such court, requiring personal service on the defendant, the plaintiff or his attorney shall make affidavit before such justice of the peace of facts showing that such suit is authorized by law, and without such affidavit, all proceedings in such suits shall be null and void; that any person who makes the affidavit above referred to, knowingly and falsely, shall be guilty of a misdemeanor; that any justice of the peace who knowingly permits such affidavit to be falsely made, shall be guilty of a misdemeanor; that any agreement permitting the bringing of a suit in a court of a justice of the peace in Mobile county, in any precinct other than that in which such suit may be authorized by law to be brought, shall, if made before the institution of such suit, be null and void; that any defendant against whom a judgment has been rendered in the court of a justice of the peace in Mobile county, who makes affidavit that no service of summons has been had upon him, or that the suit was instituted contrary to section 4648 of the Code of Alabama, or that he has a meritorious defense to such suit, setting out the material facts of such defense, and also states in such affidavit that he has made a diligent effort to obtain sureties on an appeal or certiorari bond, as the case may be, but has been unable to do so, may appeal from such judgment or apply for a certiorari without bond. When an appeal is taken, the affidavit shall be filed in the court of the justice of the peace, and when a writ of certiorari is applied for, such affidavit must be filed with the petition therefor; that any person who makes this affidavit last above mentioned, knowingly and falsely, shall be guilty of a misdemeanor; that in cases brought by appeals or certiorari from judgments of justices of the peace of Mobile county, the defendant may interpose any defense

to the jurisdiction of the court in which such judgment was rendered which he could have interposed in such court; that all laws and parts of laws in conflict with the provisions of said act are thereby repealed; that said act shall take effect upon its approval.

july 17-24-31-aug 7.

State of Alabama, }
Mobile County. }

Before me, John E. Mitchell, a Notary Public in and for the county aforesaid, personally appeared S. Berrey, who, being first duly sworn, says that he is editor and publisher of Mobile Tribune, a newspaper published in Mobile county, Alabama, that the attached notice of the intention to apply to the present Legislature of Alabama for the passage of a local law to regulate the practice and procedure in courts of justices of the peace in Mobile county, and on appeal and certiorari therefrom, was published in the issues of the Mobile Tribune on July 17th, July 24th, July 31st, and August 7th, 1915, the attached notice being identical in all respects with the notice published in said newspaper.

Sidney Berrey.

Subscribed and sworn to before me, this
(Seal.) 9th day of August, 1915.

Jno. E. Mitchell,
Notary Public, Mobile County, Ala.

Also,

H. 973. To provide for the further protection of fish, to prevent the taking, catching, having in possession, selling or offering for sale, fish of the fresh water species at any time between the first day of April and the 15th day of June, of each year, and to provide penalties for the violation of this act, in Escambia county, Alabama.

And sends the same to the Senate with notice and proof attached and herewith exhibited as follows:

NOTICE.

Notice is hereby given that at the adjourned term of the Legislature of 1915 the following bill will be introduced for passage:

AN ACT

To provide for the further protection of fish, to prevent the taking, catching, having in possession, selling, or offering for sale fish of the fresh water species at any time between the first day of April and the 15th day of June, of each year, and to provide penalties for the violation of this act.

Section 1. Be it enacted by the Legislature of Alabama, That it shall be unlawful for any person to catch or attempt to catch, to sell or offer for sale, or to have in his possession in Escambia County any fish of the fresh water species at any time between the first day of April and the 15th day of June, of each year.

Section 2. That it shall be unlawful for any person at any time to use any net, seine, or trap, or any device or substitute for the same, for the purpose of catching or attempting to catch or take, or to kill, or attempting to kill, by means of dynamite or any other explosive whatsoever, any fish in any of the waters, whether rivers, lakes, creeks, streams, or lagoons, in Escambia County.

Section 3. Any person violating the provisions of the two preceding sections shall be guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of not less than ten nor more than one hundred dollars for each offense.

Section 4. That all laws and parts of laws, whether general, local, or special, in conflict with provisions of this Act, be and the same are hereby repealed, but all laws, whether general, local, or special not in conflict with this Act are not intended to be repealed, or in any manner effected by this Act.

The State of Alabama, {
Escambia County. }

Before me, John D. Leigh, a Notary Public in and for said State and County, personally appeared W. D. Sowell. who. being duly and legally sworn, on oath says: That he is editor and publisher of the Pine Belt News, a newspaper published at Brewton, in Escambia County, Alabama; that the notice which is hereto

attached was inserted in and appeared in said Pine Belt News once a week for four (4) consecutive weeks, appearing in said paper on the 17th day of June, 1915, 24th day of June, 1915, 1st day of July, 1915, and 8th day of July, 1915, the said notice appearing and being published in full in each of said issues of said newspaper without cost to the State.

W. D. Sowell.

Sworn to and subscribed before me, this 14th day of July, 1915.

John D. Leigh,
Notary Public.

Also,

H. 511. To establish an inferior court in precinct 5, Talladega county, Alabama, in lieu of all justices of the peace in said precinct, and to define the jurisdiction and powers of said court and the judge thereof, to provide for the execution of processes of said court and the operation thereof, to provide for the appointment, election, term of office, qualifications and compensation of the judge thereof, and to abolish the offices of all justices of the peace in said precinct.

And sends the same to the Senate with notice and proof attached and herewith exhibited as follows:

NOTICE.

Notice is hereby given that a bill will be introduced in the Legislature at its session in January, 1915, to provide for the establishment of an inferior court for precinct 5, in Talladega county, Alabama, in lieu of all justice of the peace courts in said precinct, and to define the jurisdiction and powers of said court and the judges thereof, to provide for the execution of processes of said court and the operation thereof, to provide for the appointment, election, term of office, qualification and compensation of the judge thereof and to abolish the office of all justices of the peace in precinct 5.

State of Alabama, }
Talladega County. }

Before me, J. W. Dickinson, a notary public in and for said State and county, personally appeared John

C. Williams, who, first being duly sworn, according to law, says on oath that he is editor and published of the Talladega Daily Home, a daily newspaper published in Talladega county, Alabama, and that the notice attached to this affidavit appeared in the said Talladega Daily Home once a week for four consecutive weeks from, to wit, the 30th day of December, 1914, to the 20th day of January, 1915, inclusive.

Jno. C. Williams.

Subscribed and sworn to before me, this 20th day of January, 1915.

J. W. Dickinson,
Notary Public.

Also,

H. 1048. To compel the attendance at school of children within certain ages in Bibb county, Alabama; to fix exceptions to such provisions; to provide means for the enforcement of this act; to require reports from private or parochial schools; to make it unlawful for any parent, guardian or other person occupying the place of parent, to violate the provisions hereof; to make it unlawful for any person, firm, corporation, or association to employ any child in violation of the provisions of this act; and to fix punishments and penalties for the violations of this act.

And sends the same to the Senate with notice and proof attached and herewith exhibited as follows:

NOTICE.

At the adjourned session of the Legislature of Alabama, to convene on July 13, 1915, a bill will be introduced to compel the attendance at school of children within certain ages in Bibb county, in the State of Alabama; to fix exceptions to such provisions; to provide means for the enforcement of this act; to require reports from parochial and private schools; to make it unlawful for any parent, guardian, or other person occupying the place of parent, to violate the provisions of this act; to make it unlawful for any person, firm, or corporation, or association, to employ any child in violation of the provisions of this act and

to fix penalties and punishments for the violations of the provisions of this act.

The State of Alabama, }
Bibb County. } ss.

Before me, B. H. Gatlin, a Notary Public in and for said county and State, personally appeared C. E. Allen, who is known to me, and who, being duly sworn, deposes and says that he is the editor and publisher of the Blocton Enterprise, a newspaper of general circulation published in West Blocton, Bibb county, Alabama, and that the notice hereto attached was published in the said newspaper for four consecutive weeks, beginning on the 27th day of May, 1915, and ending on the 24th day of June, 1915.

C. E. Allen,

Sworn to and subscribed before me, this the 9th day of July, 1915.

B. H. Gatlin,
Notary Public, Bibb County, Alabama.

Also,

H. 1450. To provide for the more efficient working of the public roads in Marshall county; to provide revenue for the same; to define the powers and duties of the county commissioners with reference to same; to provide for the appointment of overseers and suboverseers and a civil engineer or road supervisor, defining their duties and prescribe rules, regulations and penalties in order to carry into effect the purposes of this act.

And sends the same to the Senate with notice and proof attached and herewith exhibited as follows:

AN ACT

To provide for the more efficient working of the public roads in Marshall county; to provide revenues for the same; to define the powers and duties of the county commissioners with reference to same; to provide for the appointment of overseers and suboverseers, and a civil engineer or road supervisor, defining their duties; and to prescribe rules, regulations and penalties in order to carry into effect the purposes of this act.

Section 1. Be it enacted by the Legislature of Alabama, That, in order to have good roads in Marshall county, the court of county commissioners of Marshall county shall have the power after the passage of this act: 1. To require each person, firm or corporation who loans money in the county of Marshall to secure license each year from the probate judge, and the prescribed price for said license shall be one and one-half mills or fifteen cents on each one hundred loaned; 2. To require any person or company operating a saw mill in said county, when the logs or lumber or any portion thereof is hauled over the public roads, shall secure a license each year from the probate judge, the prescribed price to be as follows: \$5.00 for each four-horse or oxen team used by said person or corporation, \$3.00 on each double team used by said person or corporation. 3. To require persons hauling lumber or logs over the public roads, or any part thereof, to secure license each year from the probate judge, the prescribed price for said license to be as follows: \$5.00 for each four-horse or oxen team, \$3.00 for each double team. 4. To require all persons or companies owning or operating livery stables or persons using vehicles of any description for the transportation of freight or passengers over the public roads or any part thereof to secure license each year from the probate judge: For each automobile used, \$5.00; for each wagon or draw used, \$4.00; for each double hack, \$4.00 for each single hack or buggy, \$2.00. The above applies only to those who charge for transportation. 5. To require oil companies doing business in Marshall county, who haul their goods over the public roads or any part thereof to secure license each year from the probate judge, the prescribed price to be \$5.00 for each. 6. To require all persons or companies who manufacture or sell soft drinks in the county and haul their goods over the public roads or any part thereof to secure license each year from the probate judge, the prescribed price to be as follows: On each four-horse or mule team used, \$5.00; on each double team used, \$4.00. 7. To require all persons or companies who own or operate automobiles that travel over the public roads, or any part thereof, and charge a fare for trans-

portation of passage shall secure license each year from the probate judge, the prescribe price to be as follows: On a seven-passenger car, \$7.00; on a five-passenger \$5.00; on two-passenger, \$2.00. 8. All persons who own or operate automobiles for private use over the public roads or any part thereof to secure a license each year from the probate judge, the prescribed price to be \$4.00 for each car, \$2.00 for two-passenger car. 9. To require each medical doctor who practices in the county and travels over the public roads or any part thereof to secure a license each year from the probate judge, the prescribed price to be as follows: \$5.00 on each automobile used; \$3.00 on each team used. All money collected under this section shall go into the road fund of said county; the probate judge is entitled to twenty-five cents (25c) for issuing each license, to be paid by the party for same.

Sec. 2. The court of county commissioners of Marshall county may enter upon any order or decree that they deem wise for the public roads of the county, not inconsistent with the general laws of the State of Alabama; said court shall employ or authorize the road supervisor or the overseer to employ such laborers in any manner as in their judgment they deem wise, and which said laborers shall be under the supervision and control of the supervisor or the overseer; the court of county commissioners shall purchase the necessary teams and tools as in their judgment they deem wise and the financial condition of the road fund will warrant.

Sec. 3. That the court of county commissioners shall employ a road supervisor whenever in their judgment they deem proper and just, who shall be paid such compensation as said county commissioners shall deem proper and just. It shall be the duty of said county supervisor to lay off and survey the roads in the county under the instructions of the commissioners. The county supervisor shall examine all bridge in the county; furnish plans and specifications as to cost of bridges, grading roads, opening ditches, or other information concerning the working of the public roads of Marshall county that may be desired by the county commission-

ers. Said supervisor shall review all roads in the county once each quarter during the year, and report the condition of said roads to the county commissioners. It shall be the duty of the supervisor to confer with the overseers and to assist them in planning their work, and whenever any overseer fails to do his duty he shall report said overseer to the county commissioners.

Sec. 4. That each of the county commissioner's \$3.00 per diem, while in actual bona fide discharge of their duties under this act, to be paid as they are now paid for their service.

Sec. 5. That for the purpose of constructing, working, improving and maintaining public roads and bridges in said county said court of county commissioners may employ contractors to do the work to be done under the supervision of the road supervisor and the county commissioners.

Sec. 6. That the court of county commissioners of Marshall county be and they are hereby authorized and empowered to appoint one or more overseers of public roads for each election precinct in said county who shall serve for one year from the time of his appointment, and who shall, before entering upon the discharge of his duties as such, said overseer shall enter into bond in such sum as the court shall prescribe, and take an oath to discharge faithfully all the duties imposed upon him to the best of his skill and judgment without partiality or favor, which oath shall be in writing and subscribed to by him and filed and recorded in the office of the probate judge of said county.

Sec. 7. That the court of county commissioners shall have the power at any time to discharge any overseer who may fail to discharge any duty that may be lawfully required of him.

Sec. 8. That it shall be the duty of said overseer to do and perform the following duties and services: (1) They shall, within thirty days after their appointment, make out a list of all persons subject to road duty within their respective precincts; (2) they shall work and keep in repair the public roads in their respective precincts under the general orders of the supervisor and county commissioners, and to this end the commission-

ers shall have the power and authority to authorize the overseer or supervisor to employ hands and labor for this purpose when, in the judgment of said court or supervisor, such labor is necessary; (3) They shall have the power and authority, and it shall be their duty, to call out the hands and persons subject to work on the public roads of their respective precinct, at their discretion, and to work the same ten days in the year; (4) they shall report to the grand jury any and all persons who fail to discharge their duties with reference to the public roads within their respective precincts; (5) to prosecute all defaulters for not working on roads as hereinafter provided; (6) they shall have power to dismiss from service any hand, whether working for himself or as hired labor, who shall fail or refuse to do good and faithful work, or who shall hinder or delay other hands, or who shall refuse to obey any reasonable orders, and any such person to the same punishment as if he had failed to obey the notice of the public road to which he was warned; (7) they shall take care of all teams, tools, and implements turned over to them by the commissioners or supervisor, and shall use the same only to work on the public roads, and shall deliver them to their successors, or on the order of the county commissioners; (8) it shall be the duty of each precinct overseer to report to a justice of the peace within his respective precinct all defaulters who have failed to attend after having been notified to do so; also all hands who have failed or refused to faithfully perform their duty; also all persons who have interfered with others in the discharge of their duties, within ten days after such default, under oath, and such justice shall set forth with issue a warrant of arrest for all so returned and cause them to be brought before him and proceed against them as in other criminal causes in which he has jurisdiction; (9) such overseers shall collect all money from persons who wish to pay rather than work out their time on the public roads, receipting them for same when these collections are made; he shall make a return of all the money collected to the probate judge and receive his receipt for the same; the probate judge shall place all money thus re-

ceived into the county road fund; (10) such overseer shall discharge all such other duties as may be required of road overseer and by the general laws of Alabama.

Sec. 9. That said overseers shall receive as compensation such sum as may be allowed and fixed by the commissioners court at or prior to the time of their appointment, not to exceed \$2.00 per day, to be paid out of the county road fund.

Sec. 10. The probate judge will cause to be delivered within ten days after appointments are made for overseers, a copy of the order of such appointment, a copy of the law setting forth his duties as overseer, a bond to be signed by said overseer, and a printed oath which may be administered by the justice of the peace of his precinct; when the bond and oath are signed or subscribed to the said overseer will return them immediately.

Sec. 11. That any overseer who fails or refuses to perform any duty imposed upon him by this act or by the orders and decrees of said commissioners court, shall be guilty of a misdemeanor, and on conviction shall be fined not less than ten dollars nor more than fifty dollars; all fines collected for violation of road laws of said county shall be paid into the road fund of said county.

Sec. 12. The mode of warning hands is for overseer or some one appointed by him, to give two days' notice in person or in writing to be left at the place of residence of all persons liable to road duty to meet at such time and place as the overseer may appoint and with such tools as he may direct. The overseer of each beat shall have the right to require each person owning a team to furnish said team one day each year, and if said person is working out his time he can use his team to put in his time at the rate of one day's work of a single team in lieu of one day's work for himself and a double team one day in lieu of two day's work. All persons who pay their road dues in money are required to furnish each work horse or mule that they own one day in each year; any person, either male or female, who are over road age, shall furnish the overseer of his precinct teams at the above ratio; every person who lives in

an incorporated town and owns a farm or farms and keeps stock to work said farm or farms outside the incorporated limits of said town shall furnish when called upon by the overseer said teams at the above ratio. Any person who refuses to furnish his team when called upon must pay to the overseer \$0.50 per day for each horse or mule owned by said person, or be subject to prosecution.

Sec. 13. Said overseer will not require any hand who works out his time to be carried more than six miles from his place of residence to work the road unless he has refused to work when warned.

Sec. 14. That all male inhabitants of Marshall county between the ages of twenty-one and fifty years and not exempt from road duty under the general laws of Alabama, shall be required to work on the public roads of said county ten days in each year, or instead, and before the first day of March of each year shall pay to the road overseer of his precinct, in commutation of said road service, the sum of \$5.00, which shall be paid to the probate judge (or to the county treasurer if there be any) to be used exclusively for road fund, provided, however, that the inhabitants of incorporated towns in Marshall county who pay street incorporation tax shall not be required to pay road tax. Any one subject to road duty after January 1st of each year shall work a pro rata number of days or pay a pro rata commutation tax in lieu of said work at the rate of \$6.00 per annum. Ten hours shall constitute a day's work from April 1st until September 30th, and eight hours shall constitute a day's work from October 1st and March 31st of each year, one hour being allowed for noon.

Sec. 15. That when a road hand listed by any overseer who has performed part of his road service moves from a precinct, it shall be the duty of the overseer to furnish him on demand a written certificate showing the time he has served during the calendar year, which certificate shall be an exemption for such hand to the extent of time worked, from road service in any other precinct in the county to which he may remove.

Sec. 16. That it shall be unlawful for any person not a road hand in performance of road duty to plow or dig in, or across, or into any public road in said county, or to obstruct the roads or ditches on either side of said road, either by plowing in or across said ditches or placing therein brush, stones, logs or other obstructions of any kind whatsoever. Any person who shall violate this section of this act shall be punished by a fine of not to exceed \$50.00 or imprisonment in the county jail, one or both, in the discretion of the court.

Sec. 17. That whenever any person or the agent of any person or corporation shall render any public road unfit for use or shall break or injure any bridge or obstruct ditches on any public road by hauling heavy loads of freight, timber, logs, or other articles of heavy weight or in any other way obstruct or injure any public road or bridge in Marshall county, it shall be the duty of such person or their agent to repair such public road or bridge within three days after being notified of the injury done, by any taxpayer or overseer or the road supervisor of the county, and any person or agent or any person or corporation who shall fail to comply with the provisions of this section shall be guilty of a misdemeanor and may be tried and convicted for the same in any court having jurisdiction over the offense, and all fines imposed for violation of any of the provisions of this act shall go into the road funds.

Sec. 18. That all fund received by Marshall county from the hire of county convicts, and any funds that may be received from the state for the hire of convicts shall be used only for the improvement and working of the public roads of Marshall county.

Sec. 19. That all laws of a general or special character in harmony with this act are unaffected by its provisions, but all laws of a general or special character in conflict with its provisions are hereby repealed.

7-22-4t.

State of Alabama, }
Marshall County. }

Before me, W. P. Goodwin, a notary public in and for said State and county, personally appeared John T. Graden & Son, who, being duly sworn, on oath says

that they are editors and publishers of The Albertville Banner, a newspaper published at Albertville, in Marshall county, Alabama, and that the notice which is hereto attached, was inserted in said Albertville Banner once a week for four (4) consecutive weeks, having appeared in its issues of July 22, 29, and August 5, 12, 1915; the said notice appearing and published in full in each of said issues of said newspaper, without cost to the State.

(Signed.) Jos. C. Graden,
Manager.

Sworn to and subscribed before me, this
(Seal.) the 12th day of August, 1915.

(Signed.) W. P. Goodwin,
Notary Public.

Also,

H. 747. To regulate the county court of Colbert county; to prescribe its jurisdiction and powers, and to provide for solicitor fees in said court; and to repeal all conflicting laws.

And sends the same to the Senate with notice and proof attached and herewith exhibited as follows:

NOTICE.

Notice is hereby given that the following bill will be introduced at the next session of the Legislature of Alabama:

AN ACT

To regulate the county court of Colbert county; to prescribe its jurisdiction and powers, and provide for solicitor fees in said court and to repeal conflicting laws.

Section 1. Be it enacted by the Legislature of Alabama, That all laws of a general nature now in force, or which may hereafter be enacted, giving jurisdiction of misdemeanors to circuit courts of this State, shall be held to extend to and apply to the said county court of Colbert county; although the said county court of Colbert county may not be mentioned therein, unless the contrary be expressly provided, and unless they are contrary to the provisions of this act.

Sec. 2. That in all misdemeanor cases appealed from the county court of Colbert county to the circuit court, and in all misdemeanor cases in which the defendant demands a jury in the county court of Colbert county and the case is sent up to the circuit court, the deputy solicitor of Colbert county shall prosecute or assist in the prosecution of all such cases in the circuit court, and in all such cases all fees which may be by law taxed as solicitors' fees in the circuit court against defendants on convictions or pleas of guilty, shall be paid to the said deputy solicitor of Colbert county by the clerk of the circuit court of said county; provided that the total amount collected and retained by the said deputy solicitor of Colbert county shall not exceed the sum of five hundred dollars per annum.

Sec. 3. In all cases in which a jury is demanded in the county court of Colbert county and the case transferred to the circuit court, and in all cases of conviction in the county court of Colbert county from which the defendant takes an appeal to the circuit court, the judge of the said county court shall deliver the affidavit, warrant, list of witnesses for both the State and defendant, the appeal bond if given, a statement of the cost that has accrued in the county court, and a copy of his order or judgment, to the clerk of the circuit court of Colbert county, who shall place the same on his trial docket of criminal cases, and said case shall be tried in the circuit court of said county without any indictment or presentment by the grand jury and without the grand jury acting on the same; but the circuit or deputy solicitor of Colbert county shall make and sign a brief statement of the cause of complaint.

Sec. 4. That this act shall go into effect immediately after its approval by the Governor.

State of Alabama, }
Colbert County. }

Before me, William H. Shaw, a notary public in and for said county and State, personally appeared Frank H. Vancil, who being by me first duly sworn, deposes and says:

That he is the editor, owner and publisher of the *Alabamian-Dispatch*, a weekly newspaper published at Tus-

cumbia, Colbert county, Alabama; that he was such editor and publisher of said weekly newspaper so published for more than one year next before making this affidavit; and that the above and foregoing notice, and proposed act, which is hereto attached, and which gives notice of the intention to apply to the Legislature of Alabama for the passage of a law to regulate the county court of Colbert county, prescribe its jurisdiction and powers, to provide for solicitor fees in said court, and repeal conflicting laws, was published in the said *Alabamian-Dispatch*, in the said county of Colbert, State of Alabama, for four consecutive weeks, being in the issues of said paper of December 10, 1914, December 17, 1914, December 24, 1914, and December 31st, 1914.

Frank M. Vancil,
Editor and Publisher of the *Alabamian-Dispatch*.

Sworn and subscribed to before me, on this the 11th day of January, 1915.

Wm. H. Shaw,
Notary Public.

Also,

H. 1187. For the relief of J. M. Burge, a Confederate soldier and a resident of Calhoun county, Alabama.

And sends the same to the Senate with notice and proof attached and herewith exhibited as follows:

APPLICATION FOR PENSION.

Notice is hereby given that J. M. Burge will apply to the next Legislature of Alabama for the passage of the following bill:

AN ACT.

For the relief of J. M. Burge, a Confederate soldier and a resident of Calhoun county, Alabama.

Section 1. Be it enacted by the Legislature of the State of Alabama, that said J. M. Burge be restored to the pension rolls and that the State auditor be and is hereby required to draw his warrant on the treasurer of Alabama for the sum of \$288.84, to be paid by the

State treasurer out of any funds in the treasury not otherwise appropriated.

State of Alabama, }
County of Calhoun. }

Personally appeared before me, a notary public in and for said county and State, E. J. Lyman, manager of the Anniston Evening Star, who, being duly sworn, deposes and says that the attached application for pension was published for four successive weeks in the Anniston Evening Star, from November 20th to December 11th, 1914.

E. J. Lyman,
Manager.

Sworn to and subscribed before me, this January 19th, 1915.

Chas. D. Cryer,
Notary Public.

Also,

H. 1204. To require the county treasurer of Hale county, Alabama, to transfer on the 15th of March, and 15th of September in each year the balance above three hundred dollars from the fine and forfeiture fund to the credit of the general fund of said county of Hale.

And sends the same to the Senate with notice and proof attached and herewith exhibited as follows:

State of Alabama, }
County of Hale. }

Before me, Edwin S. Jack, a notary public in and for said State and county, personally appeared W. E. W. Yerby, who is known to me, and who being by me first duly sworn, deposes and says as follows: That he is the owner and manager of the Greensboro Watchman, a weekly newspaper published in Hale county, Alabama, that a notice in words as follows, "A bill will be introduced in the present session of the Legislature of Alabama, to transfer from time to time balances in money from the fine and forfeiture fund of Hale county, Alabama, to the general fund of Hale county, Alabama," was published for three consecutive weeks in

said newspaper, appearing in the issues of said paper dated January 28th, February 4th, and 11th, 1915.

Wm. E. W. Yerby.

Subscribed and sworn to before me, this the 19th day of July, 1915.

Edwin S. Jack,
Notary Public for Hale County, Alabama.

W. F. Herbert,
Clerk.

HOUSE MESSAGES.

The House bills in the foregoing House message were severally read once and referred to appropriate standing committees as follows:

H. 1261, 1399, 1401, 511, 1450, 1187, 1204. To Committee on Judiciary.

H. 1246, 879. To Committee on Finance and Taxation.

H. 1262, 1404. To Committee on Local Legislation.

H. 973. To Committee on Fish, Game, and Forestry.

H. 1048. To Committee on Education.

H. 747. To committee on Revision of Laws.

NOTICE.

Mr. McCain gave to the Senate the following notice:

Notice is hereby given that on the next Legislative day a motion will be made to take from the adverse calendar of the Senate:

H. 195. Relates to defining and punishing petit larceny by including any outstanding crops of cane, melons and potatoes as a subject of larceny.

REPORT OF CONFERENCE COMMITTEE.

Mr. President:

The conferees of the Senate and House touching the disagreement of the two Houses on:

H. 35. To amend section 6957 of the Code.

Having considered same, report that the House concurs in the Senate amendment.

Respectfully submitted,

W. H. Key,
H. H. Holmes,
J. C. Brown,
Senate Conferees.
Jno. T. Bealle,
O. M. Gordon,
Sam Will John,
House Conferees.

CONFERENCE REPORT.

On motion of Mr. Key, the Senate concurred in and adopted the report of the Committee of Conference on the disagreement of the two houses on the Senate amendments to:

H. 35. To amend section 6957 of the Code of Alabama.

As set out in the foregoing report of the Committee of Conference.

Yeas, 25; nays, 0.

Yeas:

Messrs.:	Easterly	Holmes	Lusk
Bell	Elrod	Judge	Miller
Brown	Green	Key	Thach
Bulger	Hall	Kline	Wallace
Burns	Higgins	Lee	Weathers
Cooper	Hill	Lewis	Winkler
Denson	Hollis		

—25.

Nays, 0.

CONSIDERATION OF SPECIAL ORDER AND UNFINISHED BUSINESS.

The Senate resumed the consideration of the unfinished business of the morning session, which was the amendment offered by Mr. Hartwell to amendment No. 17, offered by the committee to H. 850.

Upon motion of Mr. Lusk, said amendment offered by Mr. Hartwell was laid upon the table.

Yeas, 17; nays, 16.

Yeas:

Messrs.:	Faulk	Holmes	Miller
Brown	Hall	Judge	Pride
Cooper	Higgins	Lewis	Weathers
Easterly	Hill	Lusk	Winkler
Elrod	Hollis		

—17.

Nays:

Messrs.:	Denson	Jones	McCain
Arrington	Ellis	Key	Price
Bonner	Green	Kline	Thach
Bulger	Hartwell	Lee	Wallace
Burns			

—16.

Mr. Denson offered the following amendment to said seventeenth amendment, to wit:

Amend said amendment by striking out the words "one tenth," where they appears in said amendment, and insert in lieu thereof the words: "Sixty cents on the thousand."

Which was, upon motion of Mr. Lewis, laid upon the table.

Mr. Key offered the following amendment to said committee amendment No. 17, to wit:

Amend the amendment by inserting the words "and banks" after the word "corporation" where it occurs in line three thereof.

Which was, on motion of Mr. Kline, laid upon the table.

Mr. Kline offered the following amendment to said seventeenth amendment, to wit:

Amend said amendment by striking the word "one-tenth," where it appears in said amendment and insert in lieu thereof the words "seventy-five cents on the thousand."

Which was adopted.

And said amendment No. 17, offered by the committee, as thus amended, was adopted.

Yeas, 30; nays, 3.

Yeas:
 Messrs.: Easterly Hill Lusk
 Arrington Ellis Hollis Miller
 Bonner Elrod Holmes McCain
 Brown Faulk Jones Price
 Bulger Green Judge Wallace
 Burns Hall Kline Weathers
 Cooper Hartwell Lee Winkler
 Denson Higgins Lewis —30.

Nays:
 Messrs.: Bell Key Thach —3.

The eighteenth amendment, to wit:

Further amend by striking out the word "stub," in section 24, line 5, and insert in lieu thereof the word "duplicate."

Was adopted.

Yeas, 30; nays, 0.

Yeas:
 Messrs.: Denson Hill Miller
 Arrington Easterly Holmes McCain
 Bell Ellis Judge Price
 Bonner Elrod Key Thach
 Brown Faulk Kline Wallace
 Bulger Hall Lee Weathers
 Burns Hartwell Lewis Winkler
 Cooper Higgins Lusk —30.

Nays, 0.

The nineteenth amendment, to wit:

Amend said act by striking out section 33 in the bill and insert in lieu thereof the following:

Sec. 33. The tax assessor shall be entitled to receive from the tax collector out of the first money collected for the State, giving him duplicate receipts therefor, one of the receipts shall be forwarded to the State auditor by the tax collector, the following commissions on the State taxes, where general or special (but not on each separately), regularly assessed, carried up or extended on the assessment lists or book, to wit:

In counties where the State taxes assessed does not exceed ten thousand dollars, the rate of commissions shall be four per cent; in counties where the State taxes assessed is over ten thousand dollars and does not exceed fifty thousand dollars the commissions shall be the same up to ten thousand dollars and one and one-half per cent. on the remainder. In counties where the State taxes assessed is over fifty thousand dollars and does not exceed one hundred thousand dollars, the commissions shall be the same up to fifty thousand dollars and one per cent. on the remainder. In counties where the States taxes assessed is over one hundred thousand dollars and does not exceed two hundred thousand dollars, the commissions shall be the same up to one hundred thousand dollars, and three-fourths of one per cent. on the remainder. In counties where the State taxes assessed is over two hundred thousand dollars, the commissions shall be the same up to two hundred thousand dollars and one-half of one per cent. on the remainder. He shall also be entitled to receive from the tax collector the same rate of commissions on the amount of county taxes, whether general or special (but not on each separately). He shall also receive five per cent. of the amount of all taxes upon property assessed by him which has escaped taxation in any previous year, such previous assessment not having been made while he was tax assessor. Provided, that after the expirations of the present terms of tax assessors, no commissions shall be allowed or received on any assessment of any local special school tax. Provided, further, that this section shall not apply to any tax assessor now in office."

Which was adopted.

Yeas, 23; nays, 5.

Yeas:

Messrs.:	Ellis	Hill	Lusk
Arrington	Elrod	Hollis	Miller
Bulger	Faulk	Holmes	McCain
Burns	Green	Judge	Price
Cooper	Hall	Kline	Wallace
Easterly	Hartwell	Lewis	Weathers

—23.

Nays:

Messrs.:	Denson	Lee	Thach	
Bell	Key			—5.

The twentieth amendment, to wit:

Amend section 41 by striking out the following: Begin with "when a taxpayer," etc., down to and including "woman such," and insert the word "any" before the word "taxpayer."

Was adopted.

Yeas, 16; nays, 13.

Yeas:

Messrs.:	Hartwell	Holmes	Miller	
Easterly	Higgins	Judge	McCain	
Ellis	Hill	Kline	Price	
Elrod	Hollis	Lusk	Winkler	
Faulk				—16.

Nays:

Messrs.:	Burns	Key	Thach	
Arrington	Denson	Lee	Wallace	
Bell	Hall	Lewis	Weathers	
Bulger	Jones			—13.

The twenty-first amendment, to wit:

Amend section 42 by striking out the first "or" therein and insert a comma, and by adding after "deputy," the words, "or other officer administering the oath to the taxpayer." Further amend section 42 by striking out the word "receiving" before "his returns," and insert in lieu thereof the word "making."

Amend said section 42 further by inserting after the words "of which" and before the words "were trustees," in line 5, the word "you;" and amend further by inserting after the words "insurance thereon" and before the words "so help you God," in line 7, the words: "And this return is made upon your personal knowledge."

Was adopted.

Yeas, 28; nays, 2.

Yeas:

Messrs.:	Elrod	Hollis	Miller
Arrington	Faulk	Holmes	McCain
Bulger	Green	Jones	Price
Burns	Hall	Kline	Thach
Cooper	Hartwell	Lee	Wallace
Denson	Higgins	Lewis	Weathers
Easterly	Hill	Lusk	Winkler
Ellis			

—28.

Nays: Messrs. Bell, Key.—2.

The twenty-second amendment, to wit:

Amend section 43 by inserting after the word "assessor" and before the words "shall particularly," in line 1, the following: "His deputy or other officer."

Amend said section further by inserting after the words "tax assessor" and before the words "shall require," in line 6, the following: "His deputy or other officer administering the oath."

Was adopted.

Yeas, 26; nays, 0.

Yeas:

Messrs.:	Elrod	Holmes	McCain
Arrington	Faulk	Jones	Price
Bulger	Green	Judge	Thach
Burns	Hall	Kline	Wallace
Denson	Hartwell	Lewis	Weathers
Easterly	Higgins	Lusk	Winkler
Ellis	Hollis	Miller	

—26.

Nays, 0.

Twenty-third amendment, to wit:

Amend section 44, subdivision 4, by inserting after the words "of the county," the words "and if," in line 2, the words "or if a plat is accessible."

Was adopted.

Yeas, 25; nays, 0.

Yeas:

Messrs.:	Brown	Burns	Easterly
Arrington	Bulger	Denson	Ellis

Elrod	Holmes	Lewis	Pride
Hall	Judge	Lusk	Thach
Hartwell	Key	McCain	Weathers
Hill	Kline	Price	Winkler
Hollis	Lee		—25.

Nays, 0.

Twenty-fourth amendment, to wit:

Amend section 46, line 4, by inserting after the words "sent postpaid," the words, "by registered mail with return receipt demanded," and strike out the words "through the mails."

Was adopted.

Yeas, 27; nays, 1.

Yeas:

Messrs.:	Elrod	Holmes	Miller
Arrington	Faulk	Judge	McCain
Bulger	Hall	Key	Price
Burns	Hartwell	Kline	Pride
Denson	Higgins	Lee	Thach
Easterly	Hill	Lewis	Weathers
Ellis	Hollis	Lusk	Winkler
			—27.

Nay: Mr. Bell.—1.

The Twenty-fifth amendment, to wit:

By striking out of section 47 the words: "And not solvent credits so."

Mr. Lewis, moved to lay said amendment on the table, which was lost.

Yeas, 10; nays, 16.

Yeas:

Messrs.:	Higgins	Kline	McCain
Bell	Holmes	Lewis	Weathers
Bulger	Key	Lusk	—10.

Nays:

Messrs.:	Ellis	Hall	Miller
Arrington	Elrod	Hartwell	Price
Burns	Faulk	Judge	Pride
Denson	Green	Lee	Thach
Easterly			—16.

And said amendment No. 25 was then adopted.

Yeas, 17; nays, 9.

Yeas:

Messrs.:	Easterly	Hall	Miller
Arrington	Ellis	Hartwell	Price
Bulger	Elrod	Judge	Pride
Burns	Faulk	Lee	Thach
Denson	Green		

—17.

Nays:

Messrs.:	Holmes	Lewis	McCain
Bell	Key	Lusk	Weathers
Higgins	Kline		

—9.

The twenty-sixth amendment, to wit:

Amend section 48, line 1, by inserting after the word "taxpayer," where appearing the second time, "having authority to make tax returns."

And amend said section further by striking out the following beginning with "which misdemeanor," down to the end of the section.

Was adopted.

Yeas, 24; nays, 0.

Yeas:

Messrs.:	Elrod	Holmes	Lusk
Brown	Faulk	Judge	Miller
Bulger	Green	Key	Price
Burns	Hall	Kline	Pride
Denson	Hartwell	Lee	Thach
Easterly	Higgins	Lewis	Weathers
Ellis			

—24.

Nays, 0.

The twenty-seventh amendment, to wit:

Amend section 49 by striking out the word "fifty," where it occurs in the next to the last line from the bottom, and insert the word "ten."

Was adopted.

Yeas, 25; nays, 0.

Yeas:

Messrs.:	Ellis	Hill	Miller
Bell	Elrod	Holmes	Price
Brown	Faulk	Judge	Pride
Bulger	Green	Key	Thach
Cooper	Hall	Kline	Wallace
Denson	Hartwell	Lusk	Weathers
Easterly	Higgins		

—25.

Nays, 0.

The twenty-eighth amendment, to wit:

Amend section 54 by striking out after the word "appointment," where it appears the second time in said section, the following, "and it shall be the duty," etc., down to and including the last word of said section.

Was adopted.

Yeas, 24; nays, 0.

Yeas:

Messrs.:	Elrod	Judge	Price
Brown	Green	Key	Pride
Bulger	Hartwell	Kline	Thach
Burns	Hill	Lewis	Wallace
Denson	Hollis	Lusk	Weathers
Easterly	Holmes	Miller	Winkler
Ellis			

—24.

Nays, 0.

The twenty-ninth amendment, to wit:

Amend section 59 by striking out the words "tax assessor," wherever appearing, and insert in lieu thereof "judge of probate."

Was adopted.

Yeas, 21; nays, 6.

Yeas:

Messrs.:	Ellis	Judge	Miller
Bulger	Elrod	Kline	Price
Burns	Faulk	Lee	Thach
Cooper	Hall	Lewis	Weathers
Denson	Higgins	Lusk	Winkler
Easterly	Hill		

—21.

Nays:			
Messrs.:	Brown	Holmes	Pride
Bell	Green	Key	—6.

The thirtieth amendment, to wit:

Amend section 60 by striking out the words "tax assessor," and insert in lieu thereof the words "probate judge." Amend section 60 further by striking out the following: "On which day the taxes shall become due and payable."

Was adopted.

Yeas, 24; nays, 5.

Yeas:			
Messrs.:	Ellis	Hill	Miller
Brown	Elrod	Hollis	Price
Bulger	Faulk	Judge	Thach
Burns	Hall	Kline	Wallace
Cooper	Hartwell	Lee	Weathers
Denson	Higgins	Lusk	Winkler
Easterly			—24.

Nays:			
Messrs.:	Holmes	Lewis	Pride
Green	Key		—5.

Thirty-first amendment, to wit:

Amend section 61 by inserting after the words "judge of probate" and before "within his county," these words, "or can be procured."

Was adopted.

Yeas, 23; nays, 0.

Yeas:			
Messrs.:	Faulk	Judge	Miller
Bulger	Green	Key	Price
Cooper	Hall	Kline	Thach
Easterly	Hartwell	Lee	Wallace
Ellis	Hill	Lewis	Weathers
Elrod	Holmes	Lusk	Winkler
			—23.

Nays, 0.

Thirty-second amendment, to wit:

Amend section 68 by inserting after the words "tax collector" these words, "in writing."

Was adopted.

Yeas, 22; nays, 1.

Yeas:

Messrs.:	Elrod	Hollis	Price
Brown	Green	Holmes	Thach
Bulger	Hall	Kline	Wallace
Burns	Hartwell	Lee	Weathers
Denson	Higgins	Lusk	Winkler
Ellis	Hill	Miller	—22.

Nay: Mr. Lewis.—1.

Thirty-third amendment, to wit:

Amend section 69 by striking out the words "twenty-one," and insert in lieu thereof the word "thirty."

Mr. Holmes moved to lay this amendment on the table, which was lost, and said amendment No. 33 was then adopted.

Yeas, 20; nays, 6.

Yeas:

Messrs.:	Elrod	Hill	Miller
Arrington	Green	Hollis	Price
Bulger	Hall	Judge	Wallace
Cooper	Hartwell	Kline	Weathers
Easterly	Higgins	Lusk	Winkler
Ellis			—20.

Nays:

Messrs.:	Holmes	Lee	Thach
Bell	Key	Lewis	—6.

Thirty-fourth amendment, to wit:

Amend section 70 by striking out these words, "at the regular August, 1915, term of said court," and insert in lieu thereof, "within thirty days after the passage of this act;" and further amend by adding after the last word of section 70 these words: "On certificate by the judge of probate of such failure."

Was adopted.

Yeas, 24; nays, 0.

Yeas :

Messrs. :	Ellis	Hill	Miller
Arrington	Elrod	Judge	Pride
Brown	Green	Key	Thach
Burns	Hall	Kline	Wallace
Cooper	Hartwell	Lewis	Weathers
Denson	Higgins	Lusk	Winkler
Easterly			—24.

Nays, 0.

Thirty-fifth amendment, to wit:

Amend section 74 by striking out the words "twenty-one," where they appear, and insert in lieu thereof "thirty."

Was adopted.

Yeas, 19; nays, 5.

Yeas :

Messrs. :	Easterly	Hall	Kline
Bonner	Ellis	Hartwell	Lusk
Bulger	Elrod	Higgins	Miller
Cooper	Faulk	Hill	Weathers
Denson	Green	Hollis	Winkler
			—19.

Nays :

Messrs. :	Key	Lewis	Thach
Holmes	Lee		—5.

Thirty-sixth amendment, to wit:

Amend said section further by inserting after the words "without fear," the words "or favor;" and amend said section further by inserting after the words "valuation of property," the words "listed for taxation or submitted to me for valuation."

Was adopted.

Yeas, 25; nays, 0.

Yeas:

Messrs.:	Easterly	Hollis	Lusk
Arrington	Ellis	Holmes	Miller
Bonner	Faulk	Judge	Pride
Brown	Green	Key	Wallace
Bulger	Hartwell	Kline	Weathers
Burns	Higgins	Lewis	Winkler
Cooper	Hill		

—25.

Nays, 0.

Pending the further consideration of said amendments:

MESSAGE FROM THE HOUSE.

Mr. President:

The House has received the accompanying message from His Excellency, the Governor, proposing an amendment to the bill:

H. 306. To prohibit county boards of education, county superintendents of education, school trustees or teachers from excluding any pupil from a school whose teacher is qualified to teach the pupil who is qualified to attend a high school within three miles of the pupil.

And the House has concurred in the amendment proposed by the Governor to said bill by a majority of the whole number elected to the House.

Yeas, 88; nays, 0.

And sends same herewith to the Senate for its consideration.

W. F. Herbert,
Clerk.

To the House of Representatives:

I am returning you herewith House Bill 306 without my approval, but with an amendment.

The provisions of the bill as passed may work to the detriment of the city schools, and after consultation with friends of this bill the amendment herewith submitted was agreed upon.

The amendment is as follows, which if adopted the bill will have my approval:

"The provisions of this act shall not apply to schools in incorporated cities and towns which maintain public high schools, and the course of study as contemplated in this act shall not extend beyond the four-year high school course; provided, that any pupil admitted to any school under the provisions of this act shall pay a reasonable incidental fee before enrollment as may be required of other pupils in school in accordance with the law."

Chas. Henderson,
Governor.

HOUSE AND GOVERNOR'S MESSAGE.

On motion of Mr. Lewis, the Senate concurred in and adopted the amendment proposed by the Governor to H. 306, the title to which is set out in the foregoing message from the House.

Yeas, 26; nays, 0.

Yeas:

Messrs.:	Easterly	Holmes	Lusk
Arrington	Faulk	Jones	Miller
Bonner	Green	Judge	Pride
Brown	Hall	Key	Thach
Bulger	Higgins	Kline	Wallace
Burns	Hill	Lee	Winkler
Cooper	Hollis	Lewis	—26.

Nays, 0.

The same being a majority of the whole number elected to the Senate.

RESOLUTIONS.

Hr. Bulger offered the following resolution:

S. R. 142. Resolved, that Senate Rule 42 be amended so as to read as follows:

42. The time of meeting of the Senate each day shall be 9 o'clock A. M., except on Monday, when it shall convene at 10 o'clock A. M., and in all cases upon the adjournment of the Senate the secretary shall enter on

the Journal the hour of adjournment and the name of the Senator on whose motion the adjournment was had.

Which was read at length and referred to the Standing Committee on Rules.

BILLS ON THIRD READING.

The bill:

S. 403. To amend an act entitled "An act to provide for State aid, regulation and supervision of the Mercy Home Industrial School for Girls, located at Birmingham, Alabama." Approved April 15, 1911.

Was read a third time at length, passed, and ordered sent forthwith to the House without engrossment.

Yeas, 24; nays, 3.

Yeas:

Messrs.:	Easterly	Holmes	Lewis
Arrington	Hall	Jones	Lusk
Bell	Hartwell	Judge	Miller
Bonner	Higgins	Key	Thach
Bulger	Hill	Kline	Weathers
Burns	Hollis	Lee	Winkler
Denson			—24.

Nays:

Messrs.:	Cooper	Green	Pride
			—3.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has concurred in the report of the Committee of Conference on the disagreement of the two Houses on:

H. 35. To amend section 6957 of the Code of Alabama.

And sends same herewith to the Senate.

W. F. Herbert,
Clerk.

ADJOURNMENT.

At 6:25 o'clock P. M., on motion of Mr. Holmes, the Senate adjourned until 9 o'clock to-morrow morning.

THIRTY-SIXTH DAY.

Wednesday, August 25, 1915.

The Senate met pursuant to adjournment, Lieutenant Governor Kilby presiding.

PRAYER

By Rev. Mr. Pippen of Eutaw.

ROLL CALL.

Present:

Messrs.:	Easterly	Hollis	Miller
Arrington	Ellis	Holmes	McCain
Bell	Elrod	Jones	Price
Bonner	Faulk	Judge	Pride
Brown	Green	Key	Thach
Bulger	Hall	Kline	Wallace
Burns	Hartwell	Lee	Weathers
Cooper	Higgins	Lewis	Winkler
Denson	Hill	Lusk	

—34.

JOURNAL.

On motion of Mr. McCain the reading of the Journal of yesterday was dispensed with and the same was approved by the Senate.

REPORTS OF COMMITTEES.

Mr. Lusk, Chairman of the Standing Committee on Judiciary, reported that said committee, in session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to-wit:

By Mr. Kline (with substitute):

S. 741. To require all persons, firms, and corporations, engaged in mining or manufacturing of any kind in this State, and employing as many as one hundred or more employees, and every public service corporation

doing business in this State, to pay all of their employees semi-monthly, and to provide a penalty for the violation of this act.

By Mr. Judge:

S. 808. To fix the compensation of circuit judges, circuit solicitors and assistant solicitors in all circuits of the State of Alabama which circuits are composed of only one county and having two or more judges, or which circuits may hereafter have two or more judges and to provide that a portion of such salaries be paid out of the county treasury of the counties constituting the respective circuits.

By Mr. Bulger (with amendment):

S. 828. To make it a felony for any person unlawfully, wantonly, or maliciously to kill any animal which is the property of another, and to provide a penalty for such offense.

By Mr. John (with amendment):

H. 43. To amend sections 838, 839, 840, 841, 842, 844, 845, 846, 847, 848, 849, 850, 851, 852, 853, 854, 855, 856, 857, 863, 868, 877, and 878 of the Code of Alabama, relating to "The Alabama Insane Hospitals."

By Mr. Darden:

H. 966. To authorize the courts of county commissioners, boards of revenue, or other like governing bodies of the several counties of the State to work county and State convicts on the public roads and bridges of their respective counties, to hire their county convicts to the governing bodies of other counties, to authorize the governing bodies of the several counties to hire from the governing bodies of other counties their county convicts, and to authorize the governing bodies of the several counties to hire from the State of Alabama State convicts, for the purposes of working, grading, building and maintaining the public roads and bridges of the several counties of the State and to pay for such convict hire; and to employ the necessary guards to prevent the escape of convicts and to procure medical treatment for convicts so employed and to purchase the necessary cells and equipment for the confinement of said convicts.

By Mr. Lapsley:

H. 1106. To provide for the discovery of assets of judgment debtors, and to facilitate the enforcement of

collection of judgments in courts of law or equity in this State.

By Mr. Darden:

H. 1180. To provide for the recovery of damages caused by rabid dogs.

Mr. Hollis, Chairman of the Standing Committee on Privileges and Elections, reported that said committee, in session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to-wit:

By Mr. Wittmeier:

H. 668. To fix the time and place for holding mass meetings, beat meetings or other meetings of the voters of political parties in Alabama held for the purpose of nominating candidates for public offices who are to be voted for in general elections or for the purpose of selecting delegates, committeemen, or other party representatives or agents, of such parties.

Mr. Lusk, Chairman of the Standing Committee on Judiciary, reported that said committee, in session, had acted on the following bills and ordered same returned to the Senate with an adverse report:

By Mr. Judge (by request):

S. 755. To further regulate the practice and procedure in the circuit courts and inferior courts in this State exercising criminal jurisdiction.

By Mr. Hartwell:

S. 775. To authorize the littoral proprietors of land abutting on the navigable waters of the State not within, or abutting upon, or within five miles of, the corporate limits of any city having a population of fifty thousand or more, according to the last preceding Federal census, to construct and establish bulkhead and wharf lines or slopes, and to fill in, reclaim, and own the land behind the same.

By Mr. Judge:

S. 778. To amend section 131 of the Code of Alabama of 1907.

By Mr. Kline:

S. 782. To amend section 7639 of the Code of Ala-

bama, 1907. (Relates to the execution of the death sentence.)

REPORT FROM COMMITTEE ON ENROLLED BILLS.

Mr. President:

Your Standing Committee on Enrolled Bills begs leave to report that said committee, in session, have compared the following enrolled bills, with the engrossed and original bills, respectively, and find same correctly enrolled, to-wit:

S. 265. To prohibit the obtaining of money, property, or thing of value, or the making, uttering or delivery of any check, draft, or order in payment of any obligation, with intent to defraud; to fix the punishment for the violation thereof, and to prescribe a rule of evidence in prosecutions thereunder.

S. 153. To prohibit the owners, managers, operators and employees of telegraph and telephone lines operated in this State from publishing or communicating in any way whatsoever, or causing or allowing to be communicated, the contents of any telegram or telephone message without consent of either the sender or receiver of the same.

S. 394. To create an election commission for all cities of one hundred thousand population, or over, according to the last or any subsequent Federal census; to provide that the probate judge, sheriff and clerk of the circuit court of the county, within which such city or cities are located shall constitute such commission and to define the powers and duties of the same.

S. 563. To regulate and restrict the expenditures made, or contracted to be made by each city in the State of Alabama, which now has or which may hereafter have, a population of more than one hundred thousand, according to the last Federal census, or any such census which may hereafter be taken, and to provide for the impeachment and removal from office of each person, a member of the governing body of such city, who wilfully causes, abets or permits any unlawful expenditure to be made or contracts by such city.

C. H. Miller,
Chairman.

SIGNING OF BILLS.

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the Secretary of the Senate, signed the following bills:

S. 245. To prohibit the obtaining of money, property or thing of value or the making, uttering or delivery of any check, draft or order, in payment of any obligation with intent to defraud; to fix the punishment for the violation thereof and to prescribe a rule of evidence in prosecutions thereunder.

S. 153. To prohibit the owners, managers, operators and employees of telegraph and telephone lines operated in this State from publishing or communicating in any way whatsoever, or causing or allowing to be communicated, the contents of any telegram or telephone message without consent of either the sender or receiver of the same.

S. 394. To create an election commission for all cities of one hundred thousand population, or over, according to the last or any subsequent Federal census; to provide that the probate judge, sheriff and clerk of the circuit court of the county, within which such city or cities are located shall constitute such commission and to define the powers and duties of the same.

S. 563. To regulate and restrict the expenditures made, or contracted to be made by each city in the State of Alabama, which now has or which may hereafter have, a population of more than one hundred thousand, according to the last Federal census, or any such census which may hereafter be taken, and to provide for the impeachment and removal from office of each person, a member of the governing body of such city, who wilfully causes, abets or permits any unlawful expenditure to be made or contracts by such city.

MESSAGE FROM THE HOUSE.

Mr. President:

The Speaker of the House having signed the following House bill, your signature thereto is requested:

H. 35. To amend section 6957 of the Code of Alabama.

H. 306. To prohibit county boards of education, county superintendents of education, school trustees, or teachers, from excluding any pupil from a school whose teacher is qualified to teach the pupil who is qualified to attend a high school within three miles of the pupil.

W. F. Herbert,
Clerk.

SIGNING OF BILLS.

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the Secretary of the Senate, signed the following bills:

H. 35. To amend section 6957 of the Code of Alabama.

H. 306. To prohibit county boards of education, county superintendents of education, school trustees or teachers, from excluding any pupil from a school whose teacher is qualified to teach the pupil who is qualified to attend a high school within three miles of the pupil.

BILL TAKEN FROM ADVERSE CALENDAR AND RECOMMITTED.

Pursuant to the notice heretofore given, Mr. McCain moved to take

H. 195. To amend section 7325 of the Code of Alabama of 1907. (This section relates to the fine and punishment in petit larceny.)

From the adverse calendar, and place it on the regular calendar, which motion prevailed, and said bill was placed upon the regular calendar.

Mr. McCain then moved that said bill be re-committed to the Standing Committee on Judiciary, which motion prevailed, and said bill was recommitted to the Standing Committee on Judiciary.

CONSIDERATION OF UNFINISHED BUSINESS.

The Senate proceeded to consider the unfinished business of yesterday's session, which was,

H. 850 and the committee amendments thereto.

Mr. Hill moved that the vote by which the Senate adopted committee amendment No. 12 be reconsidered, which motion prevailed, and said vote was reconsidered by the Senate.

Mr. Hill then moved that said committee amendment No. 12 be laid upon the table, which motion prevailed, and said amendment was laid upon the table.

Mr. Hill then offered the following amendment, to-wit:

Amendment Number 12 $\frac{1}{2}$.

Add 12 $\frac{1}{2}$ by inserting in section 19 after the word "share" and before the words "shall constitute" in line 14 from the bottom of said section the word "issued."

Which was adopted:

Yeas, 23; Nays, 0.

Yeas:

Messrs.:	Cooper	Higgins	Lusk
Arrington	Denson	Hill	Miller
Bonner	Easterly	Holmes	Pride
Brown	Faulk	Kline	Thach
Bulger	Green	Lee	Wallace
Burns	Hartwell	Lewis	Weathers

—23.

Nays, 0.

Mr. Hill moved that the vote by which the Senate adopted the sixteenth committee amendment on yesterday be reconsidered, which motion prevailed and said vote was reconsidered by the Senate.

Mr. Hill then moved that said committee amendment No. 16 be laid upon the table, which motion prevailed and said committee amendment No. 16 was laid upon the table.

The thirty-seventh amendment, to-wit:

Amend section 78 by inserting after the words "less than three" the words "nor more than seven and 50/100."

Amend said section further by striking out beginning with the words "together with such reasonable allowance" and ending with the words "duties under the provisions of this act."

Amend said section further by striking out the words "and also the expenses incurred during such month."

Amend said section further by striking out the words "and such expenses if approved."

Was adopted.

Yeas, 21; Nays, 4.

Yeas:

Messrs.:	Cooper	Kline	Price
Arrington	Easterly	Lee	Pride
Bonner	Ellis	Lusk	Thach
Brown	Green	Miller	Wallace
Bulger	Hartwell	McCain	Weathers
Burns	Hill		—21.

Nays:

Messrs.:	Higgins	Key	Lewis
Faulk			—4.

The thirty-eighth amendment, to-wit:

Amend section 79 by striking out the words "seventy-five thousand" and insert in lieu thereof the words "one hundred and fifty thousand."

Further amend section 79 by again striking out the words "seventy-five thousand" and insert in lieu thereof "one hundred and fifty thousand."

Was adopted.

Yeas, 21; Nays, 3.

Yeas:

Messrs.:	Denson	Hartwell	Lusk
Arrington	Easterly	Higgins	Miller
Bonner	Ellis	Hill	McCain
Brown	Faulk	Hollis	Price
Bulger	Green	Kline	Weathers
Burns	Hall		—21.

Nays:

Messrs.:	Key	Pride	Thach
			—3

The thirty-ninth amendment, to-wit:

Amend section 80 by inserting in line 2 after the word "fixed" and before the word "by" the following "by the court of."

Was adopted.

Yeas, 21; Nays, 4.

Yeas:

Messrs.:	Faulk	Holmes	Price
Arrington	Hall	Kline	Pride
Brown	Hartwell	Lewis	Thach
Burns	Higgins	Lusk	Wallace
Easterly	Hill	Miller	Weathers
Ellis	Hollis		—21.

Nays:

Messrs.:	Denson	Green	Key
Bell			—4.

The fortieth amendment, to-wit:

Amend section 81 by striking out the last paragraph beginning with the words "county boards of equalization."

Was adopted.

Yeas, 20; Nays, 5.

Yeas:

Messrs.:	Faulk	Hollis	Miller
Arrington	Hall	Holmes	Price
Burns	Hartwell	Kline	Pride
Cooper	Higgins	Lewis	Wallace
Easterly	Hill	Lusk	Weathers
Ellis			—20.

Nays:

Messrs.:	Denson	Key	Thach
Bell	Green		—5.

The forty-first amendment, to-wit:

Amend section 82 by adding at the end thereof "Provided each tax payer shall be furnished by mail or in person with a statement showing separately the valuation of his personal property, and his real property, and also that the board will convene to hear objections to the valuation, and to correct errors on the third Monday in June, which notice shall be given on or before the second Monday in June."

Was adopted.

Yeas, 24; Nays, 3.

Yeas:

Messrs.:	Ellis	Hollis	Miller
Arrington	Faulk	Holmes	McCain
Brown	Hall	Judge	Price
Bulger	Hartwell	Kline	Thach
Burns	Higgins	Lewis	Wallace
Cooper	Hill	Lusk	Weathers
Easterly			—24.

Nays:

Messrs.:	Bell	Bonner	Key
			—3.

The forty-second amendment, to-wit:

Amend section 85 by inserting after the words "respective counties" and before the words "on the third Monday" in line 2, the words "and commence."

And amend said section further by striking out the word "four" in line 2, and insert in lieu thereof the word "six."

And amend said section further by inserting after the word "objection" and before the words "to any assessment" in line 8, the words "orally or in writing," to be filed before July 1st.

Amend section 85 on page 20 in 10th line from the end of said section, by inserting after the word "final" the following:

"Provided, however, any tax payer shall have the right to appeal to the circuit court within fifteen days by executing a bond payable to the State, conditioned as appeal bonds in cases of appeals from justices of the peace to the circuit court in lieu of the arbitration provided for in this act, provided the appeal bond shall be double the amount of taxes, but in no case less than fifty dollars, and the judgment of the circuit court shall be certified by the clerk of the court to the tax assessor, which shall be in lieu of the valuation fixed by the board of equalization."

Amend said section by striking out all of the words after the word "else" in line 5 from the end of the section, and also all of the words in line 4 from the end of said section down to and including the word "premises"

and insert in lieu thereof the following: "The tax payer may appeal as herein provided for, but if he fails to appeal, the decision of the board shall be final."

Was adopted.

Yeas, 21; Nays, 4.

Yeas:

Messrs.:	Ellis	Holmes	Miller
Arrington	Faulk	Jones	McCain
Bulger	Hartwell	Kline	Price
Burns	Higgins	Lee	Pride
Cooper	Hill	Lusk	Weathers
Denson	Hollis		

—21.

Nays:

Messrs.:	Key	Lewis	Thach
Bell			

—4.

The forty-third amendment, to-wit:

Amend section 88 by inserting after the word "arbitration" in line 3 the following words "or appeal as herein provided."

Was adopted.

Yeas, 24; Nays, 4.

Yeas:

Messrs.:	Faulk	Judge	McCain
Arrington	Hall	Kline	Price
Bulger	Hartwell	Lee	Pride
Burns	Higgins	Lewis	Thach
Cooper	Hill	Lusk	Wallace
Denson	Holmes	Miller	Weathers
Easterly			

—24.

Nays:

Messrs.:	Bonner	Green	Key
Bell			

—4.

The forty-fourth amendment, to-wit:

Amend section 91 by striking out all of said section after the word "provided" in line 3 of said section.

Was adopted.

Yeas, 21; Nays, 3.

Yeas :
 Messrs. : Easterly Hollis Lusk
 Arrington Faulk Holmes Miller
 Bulger Green Kline McCain
 Burns Hartwell Lee Price
 Cooper Higgins Lewis Weathers
 Denson Hill —21.

Nays :
 Messrs. : Bell Bonner Key
 —3.

The forty-fifth amendment, to-wit :

Amend section 92 by adding after the word "governor" where it first appears in line 2, the words "By and with the advice and consent of the Senate, the Senate to vote on the confirmation of each member of the board separately, and provided further that unless the governor shall communicate to the Senate the names of the members of the State board of equalization, whose appointment shall be confirmed by the Senate two legislative days before the final adjournment day of the regular or special session of the Legislature, when such appointment is necessary, the Senate shall thereupon proceed by a vote entered upon the journal to elect such members."

Was taken up.

Mr. Lusk offered the following amendment to said committee amendment, to-wit :

Strike out section 92 and insert :

Sec. 92. There is hereby created a board to be known as the State board of equalization to be composed of a chairman and two associate members, who shall be appointed by the governor; that this board shall hold office until Monday after the second Tuesday in January, 1917. They shall be elected at the regular general election in 1916 for a period of 2 years and every two years thereafter.

Mr. Lewis moved that Mr. Lusk's amendment to committee amendment No. 45 be laid upon the table, which prevailed.

Yeas, 24; Nays, 7.

Yeas:

Messrs.:	Green	Judge	Price
Arrington	Hartwell	Key	Pride
Bulger	Higgins	Kline	Thach
Burns	Hollis	Lee	Wallace
Easterly	Holmes	Lewis	Weathers
Ellis	Jones	McCain	Winkler
Faulk			

—24.

Nays:

Messrs.:	Brown	Denson	Lusk
Bonner	Cooper	Hill	Miller

—7.

Mr. Lewis moved that said committee amendment No. 45 be laid upon the table, which motion prevailed.

The forty-sixth amendment, to-wit:

Add to section 93, "and shall have been a citizen of Alabama for a period of five years and shall be over twenty-five years of age."

Mr. Lusk offered the following amendment to said committee amendment, No. 46, to-wit:

"Amend the amendment by making "twenty-five years" read "thirty years."

Mr. Lewis moved to table the amendment offered by Mr. Lusk, which was lost.

Yeas, 9; Nays, 21.

Yeas:

Messrs.:	Holmes	Lee	Thach
Arrington	Judge	Lewis	Wallace
Bell	Key		

—9.

Nays:

Messrs.:	Denson	Hill	McCain
Bonner	Easterly	Hollis	Price
Brown	Faulk	Kline	Pride
Bulger	Green	Lusk	Weathers
Burns	Hartwell	Miller	Winkler
Cooper	Higgins		

—21.

And the amendment offered by Mr. Lusk was then adopted.

Mr. Lewis offered the following amendment to said committee amendment No. 46 as amended, to-wit:

Amend the amendment by striking out "thirty" and inserting in lieu thereof "forty."

Mr. Kline moved to table the amendment offered by Mr. Lewis, which prevailed, and said amendment was tabled.

And the first part of said amendment, as amended, ending with the word "age" the sixth word from the end of said amendment, was adopted.

Yeas, 21; Nays, 0.

Yeas:

Messrs.:	Denson	Hollis	Miller
Arrington	Faulk	Kline	McCain
Bonner	Green	Lee	Price
Bulger	Hartwell	Lewis	Thach
Burns	Higgins	Lusk	Weathers
Cooper	Hill		—21.

Nays, 0.

And the second part of said amendment, to-wit: "And shall be a freeholder."

Was then adopted.

Yeas, 21; Nays, 1.

Yeas:

Messrs.:	Denson	Hollis	McCain
Arrington	Easterly	Kline	Pride
Bonner	Faulk	Lee	Thach
Bulger	Hartwell	Lusk	Wallace
Burns	Higgins	Miller	Weathers
Cooper	Hill		—21.

Nay—Mr. Lewis—1.

Mr. Winkler moved that the vote by which the Senate adopted committee amendment No. 22 be reconsidered.

Mr. Jones moved to table the motion to reconsider, which was lost.

Yeas, 14; Nays, 15.

Yeas:			
Messrs.:	Higgins	Jones	Miller
Cooper	Hill	Judge	McCain
Easterly	Hollis	Lewis	Weathers
Faulk	Holmes	Lusk	—14.

Nays:			
Messrs.:	Burns	Hartwell	Pride
Arrington	Denson	Key	Thach
Bonner	Ellis	Kline	Wallace
Bulger	Green	Lee	Winkler
			15.

And the motion to reconsider the vote by which the Senate adopted committee amendment No. 22 was lost, and the Senate refused to reconsider said amendment.

Yeas, 14; Nays, 16.

Yeas:			
Messrs.:	Denson	Key	Thach
Arrington	Ellis	Kline	Wallace
Bell	Green	Lee	Winkler
Bonner	Hartwell	Pride	—14.

Nays:			
Messrs.:	Hall	Holmes	Lusk
Bulger	Higgins	Jones	Miller
Cooper	Hill	Judge	McCain
Easterly	Hollis	Lewis	Weathers
Faulk			—16.

The forty-seventh amendment, to-wit:

Amend section 94 by inserting after the word "duties" in line 2 the following: "Shall enter into bond in the sum of five thousand dollars for the faithful performance of his duties which bond shall be approved by the Governor."

Amend said section further by striking out all of the words after the word "advantage" in line 8 down to and including the word "office" in line 9.

Amend said section further by striking out the word "rigidly" in line 5 and also the word "truly" in line 6.

Was adopted.

Yeas, 19; Nays, 1.

Yeas:

Messrs.:	Easterly	Hill	Lusk
Arrington	Faulk	Holmes	Miller
Bulger	Hall	Judge	Pride
Cooper	Hartwell	Kline	Thach
Denson	Higgins	Lewis	Weathers

—19.

Nay—Mr. Bell—1.

The forty-eighth amendment, to-wit:

Amend section 96 in line 3 from the end of said section by striking out the words "twenty-five" and inserting in lieu thereof the word "twenty."

Was adopted.

Yeas, 18; Nays, 3.

Yeas:

Messrs.:	Easterly	Higgins	Lewis
Arrington	Ellis	Hollis	Miller
Bulger	Faulk	Holmes	Pride
Burns	Hall	Key	Weathers
Cooper	Hartwell	Kline	

—18.

Nays:

Messrs.:	Green	Lewis	Thach
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—3.

The forty-ninth amendment, to-wit:

Amend section 97, subdivision 1, by adding at the end of said section the following: "Provided that nothing herein shall prevent an appeal as hereinbefore provided."

Amend section 97, subdivision 7, by striking out after the words "circuit court" in line 6, all of the words down to and including the word "or" in line 7.

Amend said section further by inserting after the words "registered mail" in line 7, the following "with return receipt demanded."

Amend said section, subdivision 9, by inserting after the words "to visit" in line 1 the following: "in a body or separately."

Was adopted.

Yeas, 16; Nays, 4.

Yeas :

Messrs. :	Ellis	Hill	Miller
Arrington	Faulk	Kline	Pride
Burns	Hartwell	Lewis	Weathers
Cooper	Higgins	Lusk	Winkler
Easterly			—16.

Nays :

Messrs. :	Green	Key	Thach
Bell			—4.

The fiftieth amendment, to-wit:

Amend section 106 by striking out all of the words after the word "equalization" on line 6, from the bottom of page 24, down to and including the word "accordingly" on line 4, from the bottom of said page.

Amend said bill by inserting section 106 $\frac{1}{2}$.

Amend by adding the following section, 106 $\frac{1}{2}$.

Section 106 $\frac{1}{2}$. Whenever the county board of equalization shall have completed its work of revaluing and re-equalizing any class or classes of property, by order of the State board of equalization, as provided in section 106 of this act, the said county board of equalization shall certify under their signatures to the correctness thereof, and shall deliver said re-assessment or re-equalization to the tax assessor of the county as their report, and the tax assessor shall hold them in his office subject to public inspection. The tax assessor shall then give notice by publication once a week for three consecutive weeks in a newspaper published in the county, if any be published in the county; if no newspaper be published in the county, by posting notice in at least three public places in the county, that the county board of equalization has returned its report, and that the same is open to inspection, and that the said board will convene at the court house, in the county, on a day to be named and fixed in said notice, to correct any errors in their valuation, and shall also give a like notice in person or by mail. It shall be the duty of the board to see that such notice is given, and to convene at the court house in their respective counties on the day named and fixed in said notice, and remain in session as long as may be necessary for the purpose of hearing said objections, if

any, made against said revaluation and re-equalization so fixed by said county board, and that at such meeting any property owner may appear in person or by attorney and make his objections to the values made by the county board of equalization, and produce evidence in support thereof. And it shall be the duty of the county board of equalization to examine the complainant under oath, and to examine any other witnesses under oath, as to the reasonable cash value of the property of said owner, and if they find from the evidence that the re-values placed by them on the property was not sixty per cent of the reasonable cash value of such property, then they shall correct the valuation upon the tax returns as their report of said revaluation and re-equalization, so that it will show sixty per cent of the reasonable cash value, and such corrected amount so entered by the board shall constitute the taxable value of said property; but if the board shall find from all the evidence that the revaluation placed by them on the property was sixty per cent of the reasonable cash value thereof, then said revaluation shall remain and stand as the taxable value of said property.

The revised and corrected property valuation thus made shall be fixed as the legal valuation of property for the payment of taxes and it shall be the duty of the tax payer to pay his taxes thereon accordingly.

Was adopted.

Yeas, 18; Nays, 0.

Yeas:

Messrs.:	Faulk	Kline	Price
Arrington	Hartwell	Lee	Pride
Cooper	Higgins	Lusk	Weathers
Easterly	Hill	Miller	Winkler
Ellis	Holmes	McCain	—18.

Nays, 0.

The fifty-first amendment, to-wit:

Amend section 108 by striking out all of the words in the last line of said section after the word "misdemeanor."

Was adopted.

Yeas, 19; Nays, 0.

Yeas:

Messrs.:	Easterly	Higgins	Miller
Arrington	Ellis	Hill	McCain
Bell	Faulk	Holmes	Thach
Burns	Green	Kline	Weathers
Cooper	Hartwell	Lusk	Winkler

—19.

Nays, 0.

The fifty-second amendment, to-wit:

Amend section 111 by inserting in line 1 after the word "assessment" the following words "of real property" and after the word "arbitration" in line 2 "or judgment of court."

Was adopted.

Yeas, 19; Nays, 2.

Yeas:

Messrs.:	Ellis	Hill	Miller
Arrington	Faulk	Holmes	McCain
Burns	Green	Judge	Pride
Cooper	Hartwell	Kline	Weathers
Easterly	Higgins	Lusk	Winkler

—19.

Nays:—Messrs. Bell and Key—2.

The fifty-third amendment, to-wit:

Amend said bill by striking out section 114 on page 26 of the bill, and insert in lieu thereof the following: "Sec. 14. It shall be the duty of the State board of equalization to assess for taxation the road-bed, right of way, side tracks and main tracks of all railroads in this State; and also all locomotives, engines, and passenger, freight, platform, construction and other cars of such railroad companies, and merchandise and supplies kept or carried on trains for sale or other disposition for a profit by such companies, to employees or other persons in this State.

All the wire, poles, batteries, instruments and articles of all kind and all other property in this State of telegraph and telephone companies.

All property, real or personal, belonging to railroad, telegraph, telephone, sleeping car and express companies, which is not required by the provisions of this act to be assessed by the State board of equalization, must be returned to the tax assessor of the county in which it is taxable, and by him assessed as other property in the county is returned and assessed."

Was adopted.

Yeas, 21; Nays, 0.

Yeas:

Messrs.:	Ellis	Judge	Pride
Arrington	Faulk	Kline	Thach
Bonner	Green	Lusk	Wallace
Burns	Hartwell	Miller	Weathers
Cooper	Higgins	McCain	Winkler
Easterly	Hill		

—21.

Nays, 0.

The fifty-fourth amendment, to-wit:

Amend section 122 by inserting after the words "he may" in line 2, the following: "appeal as provided in this act, or he may."

Further amend section 122 by inserting the following words in line 4, after the word "third" and before the word "majority" the following words: "if the arbitrators so selected do not within five days select an umpire, then either of the arbitrators shall notify the Governor of such fact, and the Governor shall forthwith select the umpire."

Further amend section 122 by striking out all of the last line of page 27, beginning with the word "in" down to and including the word "and" in line 2 from the end of said section; and also the word "third" in next to the last line of said section, and add the letter "S" to the word "arbitrator" on the second to the last line.

Was adopted.

Yeas, 21; Nays, 1.

Yeas:

Messrs.:	Bonner	Cooper	Ellis
Arrington	Burns	Easterly	Faulk

Hartwell	Kline	Miller	Wallace
Higgins	Lee	McCain	Weathers
Holmes	Lewis	Pride	Winkler
Judge	Lusk	Thach	—21.

Nay:—Mr. Greene—1.

The fifty-fifth amendment, to-wit:

Amend section 123 by inserting after the word "arbitration" in the second line of said section, the words "or appeal."

Was adopted.

Yeas, 21; Nays, 1.

Yeas:

Messrs.:	Easterly	Key	Miller
Arrington	Ellis	Kline	McCain
Bonner	Hall	Lee	Pride
Burns	Hartwell	Lewis	Wallace
Cooper	Higgins	Lusk	Winkler
Denson	Hill		—21.

Nay:—Mr. Greene—1.

The fifty-sixth amendment, to-wit:

Amend said bill by striking out section 147.

Was adopted.

Yeas, 22; Nays, 1.

Yeas:

Messrs.:	Ellis	Jones	McCain
Arrington	Green	Kline	Pride
Burns	Hall	Lee	Thach
Cooper	Hartwell	Lewis	Weathers
Denson	Higgins	Lusk	Winkler
Easterly	Hill	Miller	—22.

Nay:—Mr. Bell—1.

The fifty-seventh amendment, to-wit:

Amend section 148 by inserting after the words "demand an" in line 3, and before the word "arbitration" the following words: "Appeal as herein provided."

Amend said section further by striking out the words "Chief justice of supreme court" in line 7 of said section, and insert in lieu thereof the word "Governor," and also by striking out the words in said line "Chief justice" and insert in lieu thereof the word "Governor."

Amend said section further by adding after the word "final" in line 8, the word "unless an appeal is taken."

Amend said section further by striking out all of the words after the word "case" on line 6, from the end of said section, beginning with the word "in," and down to and including the words "and" on second line from the end of section; and also by striking out the word "third" in the last line of said section, and adding the letter "s" to the word "arbitrator" in the last line.

Was taken up.

Mr. Hartwell offered the following amendment to said committee amendment No. 57, to-wit:

Amend amendment by adding the words "or on" after the word "provided."

Which was adopted.

And said committee amendment Number 57, as thus amended, was adopted.

Yeas, 19; Nays, 1.

Yeas:

Messrs.:	Ellis	Hill	Miller
Arrington	Faulk	Kline	McCain
Burns	Green	Lee	Thach
Denson	Hall	Lewis	Weathers
Easterly	Hartwell	Lusk	Winkler

—19.

Nay—Mr. Key—1.

The fifty-eighth amendment, to-wit:

Amend section 154 by striking out all of the words in line three after the word "round" and also the word "county" in line 4 before the word "in."

Was adopted.

Yeas, 20; Nays, 1.

Yeas:

Messrs.:	Cooper	Easterly	Green
Burns	Denson	Faulk	Hall

Hartwell	Kline	McCain	Wallace
Higgins	Lusk	Pride	Weathers
Hill	Miller	Thach	Winkler
Jones			—20.

Nay—Mr. Lewis—1.

The fifty-ninth amendment, to-wit:

Amend said act by striking out section 156 on page 34 of said act and insert in lieu thereof the following:

Section 156: "The tax collector shall be entitled to receive commissions on State taxes, whether general or special (but not on each separately) collected by him as follows, to-wit:

"In counties where the State taxes collected does not exceed ten thousand dollars, the rate of commissions shall be four per cent. In counties where the State taxes collected is over ten thousand dollars and does not exceed fifty thousand dollars, the commission shall be the same up to ten thousand dollars and one and one-half per cent on the remainder. In counties where the State taxes collected is over fifty thousand dollars and does not exceed one hundred thousand dollars, the commissions shall be the same up to fifty thousand dollars and one per cent on the remainder. In counties where the State taxes collected is over one hundred thousand dollars and does not exceed two hundred thousand dollars, the commissions shall be the same up to one hundred thousand dollars and three-fourths of one per cent on the remainder. In counties where the State taxes collected is over two hundred thousand dollars, the commissions shall be the same up to two hundred thousand dollars and one-half of one per cent on the remainder. He shall also be entitled to receive the same rate of commissions on the amount of county taxes, whether general or special (but not on each separately), collected by him. He shall also receive five per cent of the amount of all taxes upon property assessed by him which has escaped taxation in any previous year, such previous assessment not having been made while he was tax collector. Provided, that after the expiration of the present terms of tax collector, no commissions shall be allowed or received on any assessment of any local special

school tax. Provided, further, that this section shall not apply to any tax collector now in office.

"The tax collector may retain his commissions upon collections when he makes payment to the State and county treasuries."

Was adopted.

Yeas, 21; Nays, 0.

Yeas:

Messrs.:	Easterly	Hill	Miller
Bell	Ellis	Hollis	McCain
Bulger	Faulk	Kline	Pride
Burns	Green	Lewis	Weathers
Cooper	Hartwell	Lusk	Winkler
Denson	Higgins		—21.

Nays, 0.

The sixtieth amendment, to-wit:

Amend section 159 by inserting after the word "residence" in line 4 the following: "or by registered mail, return card demanded to his last known place of residence."

Was adopted.

Yeas, 21; Nays, 0.

Yeas:

Messrs.:	Ellis	Judge	Miller
Bonner	Faulk	Kline	McCain
Bulger	Green	Lee	Pride
Burns	Hartwell	Lewis	Thach
Denson	Higgins	Lusk	Weathers
Easterly	Hill		—21.

Nays, 0.

The sixty-first amendment, to-wit:

Amend section 162 by striking out the word "stub" in the second line of said section.

Was adopted.

Yeas, 22; Nays, 0.

Yeas:

Messrs.:	Denson	Higgins	Miller
Arrington	Easterly	Hill	Pride
Bell	Ellis	Judge	Thach
Bulger	Faulk	Kline	Wallace
Burns	Green	Lewis	Weathers
Cooper	Hartwell	Lusk	—22.

Nays, 0.

The sixty-second amendment, to-wit:

Amend section 163 by striking out the word "stub" wherever it occurs in said section.

Amend said section further by inserting after the word "receipts" where it occurs in the first line, the words "with duplicate sheets and."

Amend further by inserting the word "duplicate" in said section, line 3, where the word "stub" is stricken and,

Amend further by inserting the word "duplicate" where the word "stub" is stricken in line 5.

Was adopted.

Yeas, 20; Nays, 0.

Yeas:

Messrs.:	Cooper	Hill	Miller
Arrington	Easterly	Judge	McCain
Bell	Ellis	Kline	Pride
Bonner	Green	Lewis	Thach
Bulger	Higgins	Lusk	Weathers
Burns			—20.

Nays, 0.

The sixty-third amendment, to-wit:

Amend section 191 by adding to said section after the last word therein, the following words:

That for the failure of any tax collector to make any of the settlements herein required to be made by the 10th day of July of each year, he shall forfeit \$10.00 per day due him on the amount which may be due and payable by him on such settlements respectively; and it shall be the duty of the State auditor, or the county treasurer,

or custodian of county funds, as the case may be, to withhold all commissions in cases where settlements are not made by said 10th day of July of each year.

Was adopted.

Yeas, 23; Nays, 0.

Yeas:

Messrs.:	Denson	Higgins	Lusk
Arrington	Easterly	Hill	Miller
Bell	Ellis	Holmes	McCain
Bonner	Faulk	Jones	Pride
Bulger	Green	Kline	Thach
Cooper	Hartwell	Lee	Weathers

—23.

Nays, 0.

The sixty-fourth amendment, to-wit:

Amend section 198 by striking out all of the section after the words "shall receive" in line 7, and insert in lieu thereof the following: Such compensation as may be fixed by the governing body of such municipality, not to exceed one-fourth of one per cent for assessing and one-fourth of one per cent for collecting.

Was adopted.

Yeas, 19; Nays, 0.

Yeas:

Messrs.:	Burns	Hartwell	Lusk
Arrington	Cooper	Higgins	Miller
Bonner	Easterly	Judge	McCain
Brown	Faulk	Kline	Thach
Bulger	Green	Lee	Weathers

—19.

Nays, 0.

The sixty-fifth amendment, to-wit:

Amend section 206 by inserting after the words "if any notice" in line 3 the following "is not returned or."

Was adopted.

Yeas, 26; Nays, 0.

Yeas:

Messrs.:	Bonner	Bulger	Cooper
Arrington	Brown	Burns	Easterly

Ellis	Higgins	Lee	Thach
Faulk	Hill	Lusk	Wallace
Green	Jones	Miller	Weathers
Hall	Judge	McCain	Winkler
Hartwell	Kline	Pride	—26.

Nays, 0.

The sixty-sixth amendment, to-wit:

Amend section 236 by adding at the end of said section the following:

“Together with all costs which are adjudged against him in any suit concerning said land involving such tax title.”

Was adopted.

Yeas, 25; Nays, 0.

Yeas:

Messrs.:	Cooper	Hill	Miller
Arrington	Easterly	Judge	McCain
Bell	Faulk	Kline	Pride
Bonner	Green	Lee	Thach
Brown	Hall	Lewis	Weathers
Bulger	Hartwell	Lusk	Winkler
Burns	Higgins		—25.

Nays, 0.

The sixty-seventh amendment, to-wit:

Amend section 237 by inserting after the word “tax sale” in line 8, the following: “for all amounts paid by him for such land, together with cost of suit for same.”

Amend said section further by adding at the end thereof the following: “together with cost adjudged against him in suit for such lands.”

Was adopted.

Yeas, 23; Nays, 0.

Yeas:

Messrs.:	Brown	Easterly	Hartwell
Arrington	Bulger	Ellis	Higgins
Bell	Burns	Faulk	Hill
Bonner	Cooper	Hall	Kline

Lee	Miller	Pride	Weathers
Lusk	McCain	Wallace	Winkler

—23.

Nays, 0.

The sixty-eighth amendment, to-wit:

Amend section 241 by inserting at the end thereof the following:

A court may order the lands sold or condemn them to the satisfaction of the debt."

Was adopted.

Yeas, 21; Nays, 0.

Yeas:

Messrs.:	Burns	Jones	Miller
Arrington	Easterly	Judge	McCain
Bell	Ellis	Kline	Pride
Bonner	Green	Lewis	Weathers
Brown	Hall	Lusk	Winkler
Bulger	Hartwell		

—21.

Nays, 0.

The sixty-ninth amendment, to-wit:

Amend section 241 by inserting at the end thereof the following: "The court may order the land sold or condemn them to the satisfaction of the debt."

Amend section 247 by striking out the words "day set for" in line 3 of said section after the words "before the" and before the word "trial."

Amend said section further by striking out the word "twenty-five" in line 5, and insert in lieu thereof the word "ten."

Was adopted.

Yeas, 22; Nays, 0.

Yeas:

Messrs.:	Burns	Hill	Miller
Arrington	Cooper	Judge	McCain
Bell	Easterly	Kline	Pride
Bonner	Ellis	Lee	Wallace
Brown	Faulk	Lewis	Weathers
Bulger	Hartwell	Lusk	

—22.

Nays, 0.

The seventieth amendment, to-wit:

Amend section 254 by inserting after the words "county treasurer" in line 6, the following: "or custodian of the county funds."

And amend further by inserting after the word "treasurer" in line 7 the words "or custodian of county funds."

Was adopted.

Yeas, 24; Nays, 0.

Yeas:

Messrs.:	Denson	Hartwell	Lusk
Arrington	Easterly	Higgins	Miller
Bonner	Ellis	Hill	McCain
Brown	Faulk	Jones	Pride
Bulger	Green	Judge	Thach
Burns	Hall	Lee	Weathers
Cooper			—24.

Nays, 0.

The seventy-first amendment, to-wit:

Amend section 258 by adding at the end thereof the following "any one in possession shall have the right to the growing crops planted by him."

Was adopted.

Yeas, 20; Nays, 0.

Yeas:

Messrs.:	Denson	Hartwell	Miller
Arrington	Easterly	Higgins	McCain
Bell	Ellis	Hill	Pride
Bonner	Faulk	Lewis	Wallace
Brown	Green	Lusk	Weathers
Bulger			—20.

Nays, 0.

The seventy-second amendment, to-wit:

Amend section 261 by striking out all of said section after the word "collector" on line 2, from the bottom of said section and insert in lieu thereof the following: "Such purchaser on failure of his title shall have his

lien and charges assessed by the court or by a jury, and may foreclose the same by proceeding at law in such suit."

Was adopted.

Yeas, 20; Nays, 0.

Yeas:

Messrs.:	Easterly	Hill	Miller
Arrington	Ellis	Jones	McCain
Bell	Faulk	Kline	Pride
Bonner	Green	Lee	Wallace
Brown	Hartwell	Lusk	Weathers
Denson			—20.

Nays, 0.

The seventy-third amendment, to-wit:

Amend section 269 by striking out the word "or" in the second line of said section between the words "state and county" and insert in lieu thereof a comma, and insert after the word "county" where it occurs first on said line, the word "or municipal."

And amend further by inserting after the word "county" and before the word "treasurer" where they occur in said line, the words "or municipal."

And amend further by inserting after the word "treasurer" in said line, the words "or other authority for receiving money belonging to the State, county or municipality."

Was adopted.

Yeas, 25; Nays, 0.

Yeas:

Messrs.:	Easterly	Jones	Miller
Arrington	Ellis	Judge	McCain
Bonner	Green	Kline	Pride
Brown	Hall	Lee	Thach
Bulger	Hartwell	Lewis	Wallace
Cooper	Higgins	Lusk	Weathers
Denson	Hill		—25.

Nays, 0.

The seventy-fourth amendment, to-wit:

Amend section 290 by striking out all of said section after the word "conviction" in line 3, and insert in lieu thereof the following: "shall be guilty of a misdemeanor."

Was adopted.

Yeas, 23; Nays, 0.

Yeas:

Messrs.:	Denson	Higgins	Lusk
Arrington	Easterly	Jones	Miller
Bonner	Ellis	Judge	McCain
Brown	Faulk	Kline	Pride
Bulger	Green	Lee	Thach
Cooper	Hartwell	Lewis	Weathers

—23.

Nays, 0.

The seventy-fifth amendment, to-wit:

Amend said bill by adding thereto section 295.

"If any section, clause or provision of this act shall be held to be void, or ineffective for any cause, it shall not affect any other section, clause or provision of this act."

Amend said bill further by adding thereto:

Section 296. All proceeding of the assessment or collection of any taxes now pending before any board or officer whose authority, power or jurisdiction is terminated by this act, shall be and is immediately transferred from such officer, court or board, to the officer, court, or board having authority and jurisdiction under this act, and shall be prosecuted and proceeded with as if originally commenced by or before such board or officer, and such obligations as have been legally incurred by the State tax commission are hereby transferred to the State board of equalization.

Was taken up.

Mr. Lee offered the following amendment to said committee amendment No. 75, to-wit:

"Amendment to amendment in section 296. Amend said amendment by striking out the following "and such obligations as have been legally incurred by State tax commission are hereby transferred to the State board of equalization."

Which was adopted.

And said committee amendment number seventy-five, as thus amended, was adopted.

Yeas, 21; Nays, 0.

Yeas:

Messrs.:	Easterly	Hill	Lusk
Arrington	Ellis	Holmes	Miller
Bell	Faulk	Key	Pride
Bonner	Green	Kline	Wallace
Burns	Hartwell	Lewis	Weathers
Denson	Higgins		—21.

Nays, 0.

The seventy-sixth amendment, to-wit:

Amend said bill by striking out sections three, four, five, six, seven, seven-b, 7½, 8, 9, and 11.

Was taken up.

Mr. Hartwell offered the following amendment to said amendment number seventy-six, to-wit:

Amend said amendment by striking out the figure "4."

Mr. Winkler moved to table the amendment offered by Mr. Hartwell, which motion was lost.

Yeas, 13; Nays, 18.

Yeas:

Messrs.:	Faulk	Hollis	Lusk
Bulger	Hall	Judge	Miller
Burns	Higgins	Lewis	Winkler
Cooper	Hill		—13.

Nays:

Messrs.:	Denson	Holmes	Pride
Arrington	Easterly	Key	Thach
Bell	Ellis	Kline	Wallace
Bonner	Green	Lee	Weathers
Brown	Hartwell	McCain	—18.

And the amendment offered by Mr. Hartwell was then adopted.

Yeas, 15; Nays, 14.

Yeas:			
Messrs.:	Denson	Hartwell	McCain
Arrington	Easterly	Key	Pride
Bell	Ellis	Kline	Thach
Bonner	Green	Lee	Wallace

—15.

Nays:			
Messrs.:	Faulk	Holmes	Miller
Bulger	Higgins	Judge	Weathers
Burns	Hill	Lewis	Winkler
Cooper	Hollis	Lusk	

—14.

And said committee amendment number seventy-six, as thus amended, was adopted.

Yeas, 19; Nays, 8.

Yeas:			
Messrs.:	Denson	Key	McCain
Arrington	Easterly	Kline	Pride
Bonner	Ellis	Lee	Thach
Brown	Green	Lusk	Wallace
Bulger	Hartwell	Miller	Weathers

—19.

Nays:			
Messrs.:	Higgins	Holmes	Lewis
Burns	Hill	Judge	Winkler
Cooper			

—8.

Pending the further consideration of said bill and amendments

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bills:

H. 652. To amend section 6906 of the Code of Alabama, of 1907.

H. 1342. To appropriate the sum of \$76.62 to be paid to the Kennedy Company of Montgomery, Ala., as payment of the purchase price of a bill of goods bought from the said The Kennedy Company by the State of Alabama for the purpose of making repairs in the State

capitol building, which said purchase price has never been paid.

Also:

H. 744. For the relief of Miss Mary McIntyre. And to appropriate and to pay to her the sum of thirteen hundred dollars.

And sends the same herewith to the Senate with notice and proof attached and exhibited herewith as follows:

SPECIAL NOTICE.

Notice is hereby given that a bill will be introduced at the next session of the Legislature of Alabama, of 1915, the substance of which will be to appropriate the sum of \$2,500.00 for the relief of Miss Mary McIntyre, in the matter of the lease by the State of Alabama of the premises in the city of Montgomery, Alabama, located at the southeast corner of the intersection of Adams and Bainbridge streets.

State of Alabama, }
Montgomery County. }

Before me, Mary F. Williams, a notary public, in and for said State in said county, personally appeared Lewis W. Haigler, who being by me first duly sworn, deposes and says, that he is cashier of the Montgomery Daily Times, a newspaper published in the city and county of Montgomery, Alabama, and that the above and foregoing notice hereto attached to be made a part of this affidavit, was published once a week for four consecutive weeks in the Montgomery Daily Times, a newspaper published in the city of Montgomery, Alabama, daily except Sundays; that the notice, a copy of which is hereto attached, was inserted in each copy of said paper for four consecutive weeks prior to this date, commencing on the 6th day of January, 1915.

Lewis W. Haigler.

Sworn to and subscribed before me, this, the 4th day of February, 1915.

Mary F. Williams,
Notary Public, Montgomery Co.

Also:

H. 1266. For the relief of T. G. Green of Lawrence county, Ala., for compensation and expenses incurred by him in the apprehension and transportation of St. Clair Jones, charged with the murder of Busk Willis from the State of Kentucky to the State of Alabama.

And sends the same herewith to the Senate with notice and proof attached and exhibited herewith as follows:

NOTICE.

Notice is hereby given that a bill will be introduced at the present session of the Legislature of Alabama, to be enacted into a law, for the relief of T. G. Green for compensation and expenses incurred by him in the apprehension and transportation of St. Clair Jones, charged with the murder of Buck Williams, from the State of Kentucky to the State of Alabama.

T. G. Green.

January 11th, 1915.

State of Alabama, }
Lawrence County. }

Before me, J. C. Kumpe, judge of probate in and for said state and county, personally appeared John P. White, who being duly sworn, deposes and says, that he is the publisher of the Moulton Advertiser, a newspaper published in and for said state and county, and that as such publisher he printed the foregoing notice in the issues of the said paper as follows, to-wit: January 13th, 1915, January 20th, 1915, January 27th, 1915, and February 3rd, 1915, and that the foregoing notices as signed by T. G. Green are true and correct copies of said notices as published in said issues of the said paper.

John P. White.

Sworn to and subscribed to before me this the 13th day of July, 1915.

J. C. Kumpe,
Judge of Probate.

W. F. Herbert,
Clerk.

HOUSE MESSAGES.

The House bills in the foregoing House message were severally read once and referred to appropriate standing committees as follows:

H. 652, to the Committee on Revision of Laws.

H. 1342, to the Committee on Public Buildings and Grounds.

H. 744, 1266, to the Committee on Finance and Taxation.

RECESS.

At 1:10 P. M., on motion of Mr. Holmes, the Senate took a recess until 3 o'clock this afternoon.

AFTERNOON SESSION—THIRTY-SIXTH DAY.

Wednesday, August 25, 1915.

The Senate reassembled at 3 o'clock P. M.

ROLL CALL.

Upon a call of the roll 30 Senators answered to their names, a quorum of the Senate.

INTRODUCTION OF BILLS.

Upon a call of districts, bills were introduced, severally read one time and referred to appropriate standing committees, as follows:

By Mr. Hall:

S. 846. To amend section 900 of the Code of Alabama.

Committee on Local Legislation.

By Mr. Hartwell:

S. 847. To appropriate the sum of four thousand dollars to pay the unpaid salaries of the officers and employees of the Alabama oyster commission.

Committee on Finance and Taxation.

By Mr. Holmes:

S. 848. To provide for the holding of teachers' institutes in this State, to authorize the employment of institute conductors, and to make necessary appropriations for the same.

Committee on Education.

By Mr. Hartwell:

S. 849. For the relief of Thomas T. Palmer, ex-sheriff of Mobile county, Alabama, for serving subpoenas in various cases on witnesses to appear before the excise commission of the city of Mobile, Alabama.

Committee on Finance and Taxation.

With notice and proof thereto attached and herewith exhibited as follows:

State of Alabama, }
Mobile County. }

Before me, M. P. Dowling, a notary public in and for Mobile county, Alabama, personally appeared J. W. Worthington, who being by me first duly sworn, doth depose and say that he is the advertising bookkeeper of the Mobile Daily Item; that he has personal knowledge of the facts herein stated; that the Mobile Item is a newspaper published daily in the city of Mobile, Alabama; that the attached notice, marked Exhibit "A" and made a part hereof by reference, was published once a week for four successive weeks in the Mobile Daily Item, the said notice being published on July 24th, July 31st, August 7th and August 14th, respectively.

J. W. Worthington,

Advertising Bookkeeper of the Mobile Daily Item.

Sworn to and subscribed before me this 24th day of August, 1915.

(Seal)

M. P. Dowling,

Notary Public, Mobile County, Alabama.

TO WHOM IT MAY CONCERN.

Notice is hereby given that an act will be introduced before the present Legislature for the purpose of being enacted into a law, said act being in substance as follows:

AN ACT

For the relief of Thomas T. Palmer, ex-sheriff of Mobile county, Alabama, for serving subpoenas in various cases on witnesses to appear before the excise commission of the city of Mobile, Alabama.

Whereas, Thomas T. Palmer, ex-sheriff of Mobile county, Alabama, during the months of December, 1911, February, March, April, May, August, September and November, 1912, and March, September and October, 1913, and February, March, June and December, 1914, served subpoenas in various cases on witnesses to appear before the excise commission of the city of Mobile, Alabama, and

Whereas, No provision was made for the payment of the fees of the sheriff in serving the said subpoenas, and

Whereas, The excise commission of the city of Mobile, Alabama, has on hand in its contingent fund a surplus of over three thousand dollars (\$3,000.00), after paying all expenses already incurred or to be incurred, and

Whereas, This surplus will be paid into the treasury of the State of Alabama, and

Whereas, The said Thomas T. Palmer, as sheriff of Mobile county, Alabama, served in said cases subpoenas upon one hundred and sixty-three (163) witnesses and received no compensation for such service, and

Whereas, The sheriff is usually paid a fee of 65c for summoning each witness and returning the subpoena.

Therefore, be it enacted by the Legislature of Alabama: Section 1. That the sum of one hundred and five and 95/100 dollars (\$105.95) be and the same hereby is appropriated for the benefit of Thomas T. Palmer, ex-sheriff of Mobile county, Alabama, for serving subpoenas in various cases on one hundred and sixty-three (163) witnesses to appear before the excise commission of the city of Mobile, Alabama, and the auditor of the State of Alabama is hereby authorized and directed to draw his warrant upon the treasurer of the State of Alabama in favor of said Thomas T. Palmer for the amount of one hundred and five and 95/100 dollars (\$105.95), and the treasurer of the State of Alabama is hereby authorized and directed to pay said warrant out of any funds in the treasury not otherwise appropriated.

UNFINISHED BUSINESS.

The Senate resumed the consideration of the unfinished business of the morning session, which was,

H. 850, and the amendments thereto.

The seventy-seventh amendment, to-wit:

Amend said bill further by renumbering sections.

Was adopted.

Yeas, 23; nays, 0.

Yeas:

Messrs.:	Ellis	Hill	McCain
Bulger	Faulk	Hollis	Pride
Burns	Green	Holmes	Thach
Cooper	Hall	Key	Wallace
Denson	Hartwell	Lusk	Weathers
Easterly	Higgins	Miller	Winkler

—23.

Nays, 0.

The seventy-eighth amendment, to-wit:

Amend said bill by adding:

Section 297. That all officers provided for in this act may be impeached in the same manner, and for the same cause provided for in the constitution of the State of Alabama, or as provided for in chapter 232 of the Code of Alabama, and may be tried as therein provided for other officers.

Was adopted.

Yeas, 25; nays, 0.

Yeas:

Messrs.:	Easterly	Jones	Price
Bonner	Ellis	Judge	Pride
Brown	Faulk	Lee	Thach
Bulger	Green	Lusk	Wallace
Burns	Hall	Miller	Weathers
Cooper	Hartwell	McCain	Winkler
Denson	Hollis		

—25.

Nays, 0.

Mr. Lusk offered the following amendment to said bill, H. 850, to-wit:

Amend the bill by adding:

Section 298. That there shall be no other exemptions from taxation than those enumerated in this act.

Mr. Jones offered the following substitute for the amendment offered by Mr. Lusk:

After the passage of this act no exemption from taxation shall be allowed any person, firm or corporation except as herein provided. Provided, however, that the laws of the State as they exist prior to the passage of this act shall be applied to all persons who have made formal application to the proper authorities for exemptions thereunder prior to the passage of this act; and provided further that the laws of the State as they exist prior to the passage of this act shall be applied to all construction work commenced prior to October 15th, 1919, under the provisions of the charter of any incorporated company whose articles of incorporation specifying particularly the nature of the business or industry proposed was filed prior to the adoption of this act.

Which was, on motion of Mr. Lusk, laid upon the table.

Mr. Thach moved that the amendment offered by Mr. Lusk to said bill be also laid upon the table, which prevailed.

Yeas, 15; nays, 14.

Yeas:

Messrs.:	Easterly	Key	Price
Bell	Ellis	Kline	Pride
Bonner	Green	Lee	Thach
Denson	Hartwell	McCain	Wallace

—15.

Nays:

Messrs.:	Faulk	Hollis	Miller
Bulger	Hall	Judge	Weathers
Burns	Higgins	Lewis	Winkler
Cooper	Hill	Lusk	

—14.

PAIRS ANNOUNCED.

Mr. Brown announced that he and Mr. Elrod had paired on this vote; that if Mr. Elrod were present he would vote "nay" and that he, Mr. Brown, would vote "yea."

Mr. Hollis announced that he and Mr. Arrington had paired on this vote; that if Mr. Arrington were present he would vote "yea" and that he, Mr. Hollis, would vote "nay."

Mr. Hill offered the following amendment to said bill, to-wit:

Amend the bill by adding at the end of section seventy-five the following:

"Provided, that in counties of over eighty thousand populaton and under one hundred thousand population, according to the last Federal census or any other such census which may hereafter be taken, the tax assessor shall receive the sum of nine hundred dollars per annum for his services as secretary of said board. Said amount to be paid out of the general fund of said counties in monthly installments of seventy-five dollars each, and said compensation shall be in addition to any fees or allowances or salary which is now received or which may hereafter be received by said tax assessor."

Which was adopted.

Yeas, 20; nays, 2.

Yeas:

Messrs.:	Green	Hollis	Lusk
Arrington	Hall	Holmes	McCain
Burns	Hartwell	Judge	Price
Cooper	Higgins	Kline	Thach
Denson	Hill	Lewis	Weathers
Easterly			

—20.

Nays:—Mr. Bell and Mr. Key—2.

Mr. Hill also offered the following amendment to said bill, to-wit:

To amend said bill by inserting section 7-A after section 7 and before section 7-B.

Section 7-A. To encourage the people in this State and to relieve them of financial distress caused by the war in Europe, and the low price of products in this State, and to encourage the farming interest in this State to continue in agricultural pursuits, and to encourage emigrants to come into this State and the investment of money in homes, the homestead of every res-

ident of this State, with the improvements and appurtenances not exceeding in value two thousand dollars and in area one hundred sixty acres in land, shall be to the extent of any interest he or she may have therein, whether a fee, or less estate, whether held in common or severally, exempt from all taxes, State, county and municipal for the period of five years.

Which was adopted.

Yeas, 16; nays, 14.

Yeas:

Messrs.:	Hartwell	Holmes	McCain
Arrington	Higgins	Kline	Price
Brown	Hill	Lewis	Wallace
Cooper	Hollis	Lusk	Winkler
Faulk			

—16.

Nays:

Messrs.:	Denson	Hall	Pride
Bonner	Easterly	Judge	Thach
Bulger	Ellis	Key	Wallace
Burns	Green	Miller	

—14

Mr. Lusk offered the following amendment to said bill, to-wit:

Amend by adding after section 12:

Section 12½. For the purpose of encouraging the improvement, homebuilding and permanent occupancy of the cities, towns and rural districts of the State, and the cultivation and development of a love of country and patriotism there shall be exempt from taxation for a period of ten years from the time of construction of all buildings in the way of houses, barns, stores, silos, cattle sheds and cribs, and only the value of the lands exclusive of such buildings shall be assessed for taxation.

Mr. Lee moved that said amendment offered by Mr. Lusk be laid upon the table, which prevailed.

Yeas, 20; nays, 12.

Yeas:

Messrs.:	Bonner	Denson	Green
Arrington	Brown	Easterly	Hartwell
Bell	Bulger	Ellis	Holmes

Judge	Lee	Price	Thach	
Key	McCain	Pride	Wallace	
Kline				—20.

Nays:

Messrs.:	Hall	Hollis	Miller	
Burns	Higgins	Lewis	Weathers	
Cooper	Hill	Lusk	Winkler	
Faulk				—12.

Mr. Hartwell moved to reconsider the vote by which the Senate just adopted the second amendment offered by Mr. Hill relative to the exemption of two thousand dollars worth of property, etc.

Mr. Winkler moved to lay this motion on the table, which motion was lost.

Yeas, 14; nays, 18.

Yeas:

Messrs.:	Hall	Holmes	Miller	
Burns	Higgins	Judge	Weathers	
Cooper	Hill	Lewis	Winkler	
Faulk	Hollis	Lusk		—14.

Nays:

Messrs.:	Bulger	Hartwell	Price	
Arrington	Denson	Key	Pride	
Bell	Easterly	Kline	Thach	
Bonner	Ellis	Lee	Wallace	
Brown	Green	McCain		—18.

And the motion made by Mr. Hartwell to reconsider said vote then prevailed and said vote was reconsidered.

Mr. Lee moved that said amendment number two offered by Mr. Hill and just adopted, be laid on the table, which motion prevailed and said amendment number two by Mr. Hill, was laid upon the table.

Yeas, 19; nays, 13.

Yeas:

Messrs.:	Bonner	Denson	Green	
Arrington	Brown	Easterly	Hartwell	
Bell	Bulger	Ellis	Judge	

Key	Lee	Price	Thach
Kline	McCain	Pride	Wallace

—19.

Nays:

Messrs.:	Hall	Holmes	Miller
Burns	Higgins	Lewis	Weathers
Cooper	Hill	Lusk	Winkler
Faulk	Hollis		

—13.

Mr. Holmes moved to reconsider the vote by which the amendment offered by Mr. Lusk adding section 121½ was tabled.

Mr. Thach moved to table the motion of Mr. Holmes, which prevailed, and said motion was laid upon the table.

Yeas, 19; nays, 13.

Yeas:

Messrs.:	Bulger	Hartwell	McCain
Arrington	Denson	Judge	Price
Bell	Easterly	Key	Pride
Bonner	Ellis	Kline	Thach
Brown	Green	Lee	Wallace

—19.

Nays:

Messrs.:	Hall	Holmes	Miller
Burns	Higgins	Lewis	Weathers
Cooper	Hill	Lusk	Winkler
Faulk	Hollis		

—13.

Mr. Winkler offered the following amendment to said bill, to-wit:

To amend said bill by inserting section 7-A½ after section 7-A and before section 7-B.

Section 7-A½. To encourage and to relieve the widow and minor child or children of any resident of this State, who has died within the last ten years, or that may die within the period covered by the exemption herein, there is hereby exempt from all taxes, municipal, county and State to any widow and minor child or children who is a resident of this State, a homestead with the improvements and appurtenances thereunto belonging, not to

exceed in value two thousand dollars and in area one hundred sixty acres of land.

Mr. Thach moved to lay said amendment on the table, which prevailed.

Yeas, 18; nays, 13.

Yeas:

Messrs.:	Bulger	Hartwell	Price	
Arrington	Denson	Key	Pride	
Bell	Easterly	Kline	Thach	
Bonner	Ellis	Lee	Wallace	
Brown	Green	McCain		—18.

Nays:

Messrs.:	Hall	Holmes	Miller	
Burns	Higgins	Lewis	Weathers	
Cooper	Hill	Lusk	Winkler	
Faulk	Hollis			—13.

Mr. Lusk offered the following amendment to said bill, to-wit:

Amend by adding after section 12 the following:

Section 12-A. That any person immigrating into the State of Alabama from any State or foreign country who shall within twelve months after removing into the State file with the secretary of State, on blanks to be furnished by the secretary of State, on application in person or by letter, setting forth the age of the immigrant, where born and where he has resided for the past ten years—whether he is married, and the number and names of his wife and children with their ages, his occupation and the amount of money or other property brought with him into this State, and if cash, a sworn statement by two reputable witnesses before an officer with an official seal, that they have personal knowledge of the fact that such immigrant has such cash on hand and that they have counted the same since his immigration or a sworn certificate of the cashier of a bank located in Alabama that such immigrant has on deposit in bank, which statement of such immigrant has in good faith become a citizen of Alabama, and thereupon it shall become the duty of the secretary of State to give to such immigrant a certified copy of such statement;

and thereafter for a period of ten years such immigrant shall be exempt from State, county and municipal taxes to the extent of such cash or the value of such property and the production of such certificate shall be authority to any and all officers and authorities of the State, county and municipalities to refrain from levying or collecting such taxes.

Mr. Kline moved to lay the amendment offered by Mr. Lusk on the table, which motion prevailed.

Yeas, 21; nays, 11.

Yeas:

Messrs.:	Denson	Judge	Price
Arrington	Easterly	Key	Pride
Bell	Ellis	Kline	Thach
Bonner	Green	Lee	Wallace
Brown	Hall	McCain	Weathers
Bulger	Hartwell		—21.

Nays:

Messrs.:	Faulk	Hollis	Lusk
Burns	Higgins	Holmes	Milner
Cooper	Hill	Lewis	Winkler
			—11.

Mr. Thach moved that the Senate remain in session until the bill now before the Senate is disposed of, which motion prevailed.

Mr. Lusk offered the following amendment to said bill. Amend by adding after section 12:

Section 12¹/₂. For the purpose of encouraging home-building and permanency of citizenship there is hereby declared and made exempt from all taxation either State, county or municipal, a homestead not exceeding in value five hundred dollars, and not exceeding in area forty acres for the head of every family actually occupying the same.

Mr. Kline moved to lay said amendment on the table, which motion prevailed.

Yeas, 19; nays, 13.

Yeas:

Messrs.:	Bell	Brown	Denson
Arrington	Bonner	Bulger	Easterly

Ellis	Jones	Lee	Pride
Green	Key	McCain	Thach
Hartwell	Kline	Price	Wallace

—19.

Nays:

Messrs.:	Hall	Holmes	Miller
Burns	Higgins	Lewis	Weathers
Cooper	Hill	Lusk	Winkler
Faulk	Hollis		

—13.

Mr. Weathers offered the following amendment to said bill, to-wit:

Amend section 16, page 12, line 12 of the printed bill by striking out the word "sixty" and inserting in lieu thereof the words "one hundred," so as to require all assessments of property to be made at full and reasonable cash value.

Mr. Ellis moved to lay said amendment on the table, which prevailed.

Yeas, 25; nays, 4.

Yeas:

Messrs.:	Cooper	Hartwell	Miller
Arrington	Denson	Hill	McCain
Bell	Easterly	Holmes	Price
Bonner	Ellis	Key	Pride
Brown	Faulk	Kline	Thach
Bulger	Green	Lee	Wallace
Burns	Hall		

—25.

Nays:

Messrs.:	Hollis	Lusk	Weathers
Higgins			

—4.

Mr. Higgins offered the following amendment to said bill, to-wit:

Amend section 97 at the end of line 23 of printed bill by adding:

"And they shall from the tax returns in their office, and from general information, ascertain what counties, if any, are not assessing real estate at its proper value, and what counties, if any, are assessing the same above the general average of the State, natural fertility and

nearness to market being considered in valuing farm lands, and they shall from such returns notify the several county boards of equalization, on or before the first Monday in October, 1915, of the necessary increase or reduction of the assessable values of farm lands in their respective counties, and the said county boards shall use such information in the adjustment of farm land valuation.

Mr. Ellis moved to lay the amendment offered by Mr. Higgins on the table, which was lost.

Yeas, 8; nays, 20.

Yeas:			
Messrs.:	Easterly	Green	Miller
Bell	Ellis	Key	Pride
Cooper			—8

Nays:			
Messrs.:	Faulk	Hollis	McCain
Arrington	Hall	Holmes	Price
Brown	Hartwell	Kline	Thach
Bulger	Higgins	Lewis	Wallace
Burns	Hill	Lusk	Weathers
Denson			—20.

And said amendment offered by Mr. Higgins was then adopted.

Yeas, 24; nays, 2.

Yeas:			
Messrs.:	Ellis	Hill	Lusk
Arrington	Faulk	Hollis	McCain
Brown	Green	Holmes	Price
Bulger	Hall	Kline	Thach
Burns	Hartwell	Lee	Wallace
Denson	Higgins	Lewis	Weathers
Easterly			—24.

Nays:—Messrs. Miller and Pride—2.

Mr. Lewis offered the following amendment to said bill, to-wit:

That section 82 of House bill 850 be amended by adding the following:

"The expenses of postage incurred by the tax assessor in carrying out the provisions of this section shall be paid in equal proportions by the county and State, upon certified statement thereof by such assessor, filed with the court of county commissioners and the auditor of Alabama.

Which was adopted.

Yeas, 27; nays, 1.

Yeas:

Messrs.:	Denson	Hill	Lusk
Arrington	Easterly	Hollis	Miller
Bell	Ellis	Holmes	McCain
Brown	Green	Judge	Price
Bulger	Hall	Key	Thach
Burns	Hartwell	Kline	Wallace
Cooper	Higgins	Lewis	Weathers

—27.

Nay:—Mr. Faulk—1.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 16; nays, 15.

Yeas:

Messrs.:	Easterly	Key	Price
Arrington	Ellis	Kline	Pride
Bell	Green	Lee	Thach
Bonner	Hartwell	McCain	Weathers
Denson			

—16.

Nays:

Messrs.:	Hall	Holmes	Lusk
Burns	Higgins	Jones	Miller
Cooper	Hill	Judge	Weathers
Faulk	Hollis	Lewis	Winkler

—15.

PAIRS ANNOUNCED.

Mr. Brown announced that he and Mr. Elrod were paired on this vote; that if Mr. Elrod were present he would vote "nay" and that he, Mr. Brown, would vote "yea."

MESSAGE FROM THE HOUSE.

Mr. President:

The House has amended as therein shown, and as amended has passed the following Senate bill

S. 675. To define dentistry; to provide for the regulation of the practice thereof; to provide for the examination of applicants to practice dentistry in Alabama; to provide for the issuing of license certificates and the registration and display thereof; to provide for reports by probate judges of said registrations; to provide for the revoking or refusing to issue said certificates; to provide a board of dental examiners of Alabama, provide for their election and prescribe their duties, powers, qualifications, terms of office and compensation; to provide for the disposition of fees collected by said board; to provide fees and funds for enforcing said act; to provide for enforcing said act; to allow the board of dental examiners of Alabama to enter into reciprocity agreements with like boards of other states; to provide penalties and punishment for the violation of the provisions of said act; to provide for any unconstitutionality of said act; and to repeal all general and local laws in conflict with said act.

And returns same herewith to the Senate.

W. F. Herbert,
Clerk.

HOUSE MESSAGE.

On motion of Mr. Holmes the Senate concurred in the following amendment by the House to Senate bill No. 675, the title of which is set out in the foregoing message from the House, to-wit:

Amend by striking out section eleven, and substitute in lieu thereof the following:

Sec. 11. That said board of dental examiners shall consist of five persons, who shall be members in good standing of the Alabama dental association and not connected with, or interested in any dental college or school or dental supply business and must have practiced dentistry in this State for a period of not less than three years.

Within fifteen days after the approval of this act, the president of the Alabama dental association shall appoint a board of dental examiners who shall hold office until the next annual meeting of the Alabama dental association. The Alabama dental association shall, at their next annual meeting elect from their membership five members, to-wit: one for one year, one for two years, one for three years, one for four years and one for five years and thereafter the Alabama dental association shall elect annually one member of said board from its membership for a term of five years, provided that no elected member of said board shall succeed himself as a member thereof, except those elected or appointed for a period of less than five years may succeed themselves if elected; provided further that this act shall not be construed so as to prevent the election to the board of a member who may have previously served as a member thereof. The board of dental examiners appointed under this act shall, within thirty days after their appointment hold an examination for certificates to practice dentistry or dental surgery in this State.

That said board of dental examiners shall organize annually by the election of a president, and secretary-treasurer.

Vacancies on said board of dental examiners shall be filled by appointment by the president of the Alabama dental association, and such appointee shall hold office from the time of his appointment until the next annual meeting of the Alabama dental association, when his successor shall be elected to fill the unexpired term, provided that the term of office of a member elected to said board shall begin on the first day of August in the year in which he was elected.

Each member of said board shall submit his questions to the other members of said board and they shall decide on each question as to whether or not it is fair and practical.

Members of said board may be removed from office at any time by the Alabama dental association, for a cause which the majority of these members present may deem sufficient.

Upon the failure of any member of said board to attend a meeting thereof, the members of said board pres-

ent, may appoint a substitute to temporarily fill the vacancy for that meeting, and for the continued failure or inability of a member of said board to attend two consecutive regular meetings thereof, the board may declare a vacancy.

Amend section two by striking therefrom the words at the close thereof "except as hereinafter provided."

Yeas, 24; nays, 0.

Yeas:

Messrs.:	Green	Judge	McCain
Brown	Hall	Key	Price
Bulger	Hartwell	Kline	Pride
Burns	Higgins	Lewis	Thach
Cooper	Hill	Lusk	Wallace
Easterly	Holmes	Miller	Weathers
Faulk			

—24.

Nays, 0.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has amended as therein shown, and as amended has passed the following Senate bill:

By Mr. Pride:

S. 193. To require clerks of all courts from which an appeal lies to the Supreme or Court of Appeals to make and keep on file an exact copy of the record certified to said Supreme or Court of Appeals for which they shall be allowed as costs of appeal one-tenth of the amount allowed for making record in said appeal.

And returns same herewith to the Senate.

W. F. Herbert,
Clerk.

HOUSE MESSAGE.

On motion of Mr. Pride the Senate concurred in the following amendment by the House to Senate bill No. 193, the title of which is set out in the foregoing message from the House, to-wit:

Amend the title of said bill by striking out the words "one-tenth of the amount allowed for making record,"

in said bill wherever they appear therein, and inserting in lieu thereof the words, "two dollars and fifty cents."

Amend section one by striking out the entire section, and inserting in lieu thereof, the following:

"Be it enacted by the Legislature of Alabama:

Section 1. That the clerks of all courts from which an appeal lies to the Supreme Court, or Court of Appeals, shall be required to make and keep on file in their office an exact copy of the record in all cases certified to said Supreme Court or Court of Appeals for use by the parties to such cases. And such clerks shall be permitted to charge, to be taxed as costs of appeal in such cases the sum of two dollars and fifty cents for such copy of the record.

Yeas, 24; nays, 0.

Yeas:

Messrs.:	Ellis	Hollis	Lusk
Arrington	Faulk	Holmes	McCain
Bonner	Green	Key	Pride
Brown	Hartwell	Kline	Thach
Bulger	Higgins	Lee	Wallace
Cooper	Hill	Lewis	Weathers
Easterly			

—24.

Nays, 0.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bill:

By Mr. Moore:

H. 1232. To amend section 1856 of the Code of Alabama.

And ordered same to the Senate without engrossment.

W. F. Herbert,
Clerk.

HOUSE MESSAGE.

The House bill in the foregoing House message was read once and referred to appropriate standing committee, as follows:

H. 1232. To the Committee on Finance and Taxation.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bill:

By Mr. Griffin (with notice and proof):

H. 1063. For the relief of T. H. Pearson of Marengo county.

With notice and proof thereto attached and herewith exhibited as follows:

NOTICE.

Notice is hereby given, that a bill will be introduced in the Legislature of Alabama when it convenes on July 13th, 1915, the substance of which will be to appropriate the sum of \$1,000.00 by the State of Alabama for the relief of T. H. Pearson, of Demopolis, for the loss of fifty head of cattle, by being dipped in a dipping vat in Montgomery county, Alabama, said dipping vat being under State supervision. 6-10-3.

State of Alabama, }
Marengo County. }

Before me, R. B. McCants, a notary public in and for said State and county, personally appeared E. S. Cornish, known to me to be the editor of the Demopolis Times, a weekly newspaper published in Demopolis, Marengo county, Alabama, who being duly sworn says upon oath, that the notice, a copy of which is hereto attached, was published in said newspaper for four consecutive weeks, beginning June 10, 1915, to July 1st, 1915, inclusive.

E. S. Cornish,
Editor Demopolis Times.

Sworn to and subscribed before me on this the 5th day of July, 1915.

R. B. McCants,
Notary Public.

And sends same herewith to the Senate without engrossment.

W. F. Herbert,
Clerk.

HOUSE MESSAGE.

The House bill in the foregoing House message was read once and referred to appropriate standing committee, as follows:

H. 1063. To the Committee on Finance and Taxation.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and adopted the following House joint resolution:

H. J. R. 203. Whereas it has been conclusively demonstrated by the great war now being waged in Europe that a national system of good roads is essential to the successful protection of a country in the event of war, and,

Whereas, the welfare, happiness and prosperity of the people of the United States is to a great extent dependent upon quick transportation.

Therefore, be it resolved by the Senate of Alabama, the House concurring, that the President and Congress of the United States be and are hereby memorialized to take such steps as in their wisdom appears to be most expedient, to bring about the earliest possible moment the construction of a national system of good roads.

Be it further resolved that the Governor is respectfully requested to transmit a copy of these resolutions to the President and Congress of the United States.

And sends same herewith to the Senate.

W. F. Herbert,
Clerk.

HOUSE MESSAGE.

Upon motion of Mr. Key, the rules were suspended and H. J. R. 203, set out in the foregoing message from the House, was adopted and concurred in by the Senate.

RECESS.

At 6:15 p. m., on motion of Mr. Holmes, the Senate took a recess until 8 o'clock tonight.

NIGHT SESSION, THIRTY-SIXTH DAY.

Wednesday, August 25, 1915.

The Senate reassembled at 8 o'clock p. m.

ROLL CALL.

On a call of the roll 24 Senators answered to their names, a quorum of the Senate.

REPORTS OF COMMITTEES.

Mr. Hall, chairman of the Standing Committee on Municipalities and Municipal Organizations, reported that said committee, in session, had acted on the following bill and ordered same returned to the Senate with a favorable report, and it was read a second time and placed on the calendar, to-wit:

By Mr. Lazenby:

H. 1242. To change and extend the corporate limits of the town of Georgiana in the county of Butler and State of Alabama.

BILLS ON THIRD READING.

The bill:

H. 1174. To define the boundaries and corporate limits of the town of Rogersville, Lauderdale county, Alabama.

Was read a third time at length and passed.

Yeas, 23; nays, 0.

Yeas:

Messrs.:	Easterly	Hill	Lusk
Arrington	Ellis	Holmes	Miller
Bonner	Faulk	Judge	McCain
Bulger	Green	Key	Pride
Cooper	Hall	Kline	Thach
Denson	Hartwell	Lewis	Winkler

—23.

Nays, 0.

The bill:

H. 1144. To authorize and direct the commissioners' court of Morgan county, Alabama, to audit and allow all

officers' and witnesses' claims and fees for costs taxed against defendants who have been sentenced in criminal cases to perform hard labor on the county roads of Morgan county, Alabama, where such costs and fees are actually worked out on said roads by such defendants, and to certify the same to the county treasurer of Morgan county, Alabama.

Was read a third time at length and passed.

Yeas, 23; nays, 0.

Yeas:

Messrs.:	Denson	Hill	Lusk
Arrington	Easterly	Holmes	Miller
Bonner	Ellis	Judge	McCain
Brown	Faulk	Key	Pride
Bulger	Green	Kline	Thach
Cooper	Hartwell	Lee	Winkler

—23.

Nays, 0.

The bill:

S. 795. To amend an act entitled an act to provide for the construction, repairing, working and maintaining of the public roads and bridges in Madison county, Alabama, and to provide penalties for the violation thereof. Approved March 20th, 1911.

Was read a third time at length and passed.

Yeas, 23; nays, 0.

Yeas:

Messrs.:	Easterly	Holmes	Miller
Arrington	Ellis	Judge	McCain
Brown	Faulk	Key	Price
Bulger	Green	Kline	Thach
Cooper	Hartwell	Lewis	Wallace
Denson	Hollis	Lusk	Winkler

—23.

Nays, 0.

The bill:

H. 958. To provide for the better building, maintenance and protection of the public roads and bridges of Bibb county; to provide funds, regulations and pen-

alties to carry the provisions and purposes of this act into effect; to provide for the appointment of a county engineer and for the examination of applicants for such position; to abolish the office of road supervisor for Bibb county.

Was read a third time at length and passed.

Yeas, 22; nays, 0.

Yeas:

Messrs.:	Denson	Higgins	Miller
Arrington	Easterly	Holmes	McCain
Bonner	Ellis	Judge	Pride
Brown	Faulk	Key	Thach
Bulger	Green	Kline	Winkler
Cooper	Hartwell	Lusk	—22.

Nays, 0.

The bill:

S. 805. To authorize the court of county commissioners of Etowah county to deposit monies of the county in solvent banks; to provide for security for such deposits and require the county treasurer to pay warrants therein in favor of such banks in making such deposits.

Was read a third time at length and passed.

Yeas, 22; nays, 0.

Yeas:

Messrs.:	Denson	Hollis	Miller
Arrington	Easterly	Holmes	McCain
Bell	Ellis	Judge	Pride
Bonner	Faulk	Key	Thach
Brown	Hartwell	Kline	Winkler
Bulger	Higgins	Lusk	—22.

Nays, 0.

The bill:

S. 827. To authorize the court of county commissioners of Calhoun county to appropriate funds for aiding farm demonstration, animal industry, domestic science and all other work for improving farm life, and organizing farm club life.

Was read a third time at length and passed.

Yeas, 22; nays, 0.

Yeas:

Messrs.:	Easterly	Judge	McCain
Arrington	Faulk	Key	Pride
Bell	Higgins	Kline	Thach
Bonner	Hill	Lee	Wallace
Burns	Hollis	Lusk	Winkler
Cooper	Holmes	Miller	—22.

Nays, 0.

The bill:

H. 1164. To alter and rearrange the boundary lines of the town of Northport, Alabama.

Was read a third time at length and passed.

Yeas, 25; nays, 0.

Yeas:

Messrs.:	Denson	Hollis	Miller
Arrington	Easterly	Holmes	McCain
Bell	Ellis	Judge	Pride
Bonner	Faulk	Kline	Thach
Brown	Green	Lee	Wallace
Bulger	Higgins	Lusk	Winkler
Cooper	Hill		—25.

Nays, 0.

The bill:

H. 1243. To require the commissioners' court to advertise for competitive bids for stationery and office supplies for Blount county.

Was read a third time at length and passed.

Yeas, 25; nays, 0.

Yeas:

Messrs.:	Bulger	Faulk	Jones
Arrington	Cooper	Green	Judge
Bell	Denson	Higgins	Key
Bonner	Easterly	Hollis	Kline
Brown	Ellis	Holmes	Lewis

Lusk	McCain	Thach	Winkler	
Miller	Pride			—25.

Nays, 0.

The bill:

H. 1117. To vacate and annul the charter and dissolve the corporation of the town of Adamsville.

Was read a third time at length and passed.

Yeas, 25; nays, 0.

Yeas:

Messrs.:	Denson	Hollis	Lusk	
Arrington	Easterly	Holmes	Miller	
Bell	Ellis	Judge	McCain	
Bonner	Faulk	Key	Pride	
Brown	Green	Kline	Thach	
Bulger	Hartwell	Lewis	Winkler	
Cooper	Higgins			—25.

Nays, 0.

The bill:

S. 832. To amend an act entitled an act "To amend section 3231 of the Code of Alabama, approved April 6th, 1911."

Was read a third time at length and passed.

Yeas, 25; nays, 0.

Yeas:

Messrs.:	Denson	Hollis	Lusk	
Arrington	Easterly	Holmes	Miller	
Bell	Ellis	Judge	McCain	
Bonner	Faulk	Key	Pride	
Brown	Green	Kline	Thach	
Bulger	Hall	Lewis	Winkler	
Cooper	Higgins			—25.

Nays, 0.

The bill:

H. 1286. To better provide for the working of the public roads of Pike county; to require the court of county commissioners of said county to employ a civil

engineer who shall be learned in the art and science of road and bridge building; to fix the salary of such engineer and say how the same shall be paid; to prescribe the duties of such engineer and provide a conveyance to be used by him in connection with such duties; to provide that all work on the roads and bridges of said county, other than work done by convict labor and by persons subject to road duty, shall be done by contracts; to say how such contracts shall be made and how payments shall be made thereon; to require the probate judge of said county to keep records of all contracts and all expenditures made with reference to the public roads and bridges of said county; and to repeal all laws in conflict with this act in so far as Pike county is concerned.

Was read a third time at length and passed.

Yeas, 25; nays, 0.

Yeas :

Messrs. :	Denson	Hollis	Lusk
Arrington	Easterly	Holmes	Miller
Bell	Ellis	Judge	McCain
Bonner	Green	Key	Pride
Brown	Hall	Kline	Thach
Bulger	Hartwell	Lewis	Winkler
Cooper	Higgins		

—25.

Nays, 0.

The bill :

H. 1297. To relieve the Honorable W. H. Harris, as county treasurer of Washington county, Alabama, from the payment of four hundred and 00/100 (\$400.00) dollars, made by him as treasurer of Washington county, Alabama, to agents of hard labor for Washington county, Alabama, from the first day of October, 1910, to the first day of October, 1913, both inclusive, being for four years, which payments were made under the orders and on a warrant of the court of county commissioners of Washington county, Alabama, acting under the provisions of the act, approved November 30th, 1907.

Was read a third time at length and passed.

Yeas, 25; nays, 0.

Yeas:

Messrs.:	Denson	Holmes	Lusk
Arrington	Easterly	Jones	Miller
Bell	Ellis	Judge	McCain
Bonner	Green	Key	Pride
Brown	Hartwell	Kline	Thach
Bulger	Higgins	Lewis	Winkler
Cooper	Hollis		

—25.

Nays, 0.

The bill:

H. 911. To provide for the payment of all State witnesses summoned to appear before the grand jury in Jefferson county, or summoned to testify as witnesses for the State in the circuit and criminal courts of said county, or other court of similar jurisdiction, and in the city court of Bessemer.

Was read a third time at length and passed.

Yeas, 25; nays, 0.

Yeas:

Messrs.:	Easterly	Jones	Miller
Arrington	Ellis	Judge	McCain
Bell	Green	Key	Pride
Bonner	Hartwell	Kline	Thach
Brown	Higgins	Lewis	Wallace
Bulger	Hollis	Lusk	Winkler
Cooper	Holmes		

—25.

Nays, 0.

The bill:

S. 742. To pay the expenses of sheriffs for the arrest of defendants with contraband or prohibited liquors and beverages.

Was read a third time at length and passed.

Yeas, 23; nays, 5.

Yeas:

Messrs.:	Bonner	Denson	Faulk
Arrington	Bulger	Easterly	Green
Bell	Cooper	Ellis	Hartwell

Higgins	Judge	Lusk	Pride
Hill	Key	Miller	Thach
Hollis	Kline	McCain	Wallace

—23.

Nays:			
Messrs.:	Holmes	Lewis	Winkler
Brown	Jones		

—5.

The bill:

H. 1247: To regulate and fix the fees and compensation of witnesses before grand juries, and witnesses in all cases in the county court and in the circuit court of Clarke county.

Was taken up.

The following amendment offered by the Committee on Judiciary, to-wit:

"By making five cents read ten cents where it appears in the bill."

Which was adopted.

Yeas, 25; nays, 0.

Yeas:			
Messrs.:	Ellis	Jones	Miller
Arrington	Faulk	Judge	McCain
Brown	Green	Key	Pride
Bulger	Hartwell	Kline	Thach
Cooper	Higgins	Lewis	Wallace
Denson	Hill	Lusk	Winkler
Easterly	Hollis		

—25.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 25; nays, 0.

Yeas:			
Messrs.:	Denson	Holmes	Lusk
Arrington	Ellis	Judge	Miller
Bonner	Faulk	Key	McCain
Brown	Green	Kline	Pride
Bulger	Hartwell	Lee	Thach
Burns	Higgins	Lewis	Winkler
Cooper	Hollis		

—25.

Nays, 0.

The bill:

H. 1341. To authorize and empower the Marengo law and equity court to revive and enforce judgments, orders and proceedings entered prior to the passage of this bill, in the circuit court of Marengo county; to provide for the issuance of process on judgments, orders and proceedings entered prior to the passage of this bill, in the circuit court of Marengo county and the return thereof, and for proceedings thereon, and the trial of garnishment and trial of the rights of property cases growing out of such judgments, orders, proceedings and process.

Was read a third time at length and passed

Yeas, 25; nays, 0.

Nays:

Messrs.:	Denson	Hollis	Lewis
Arrington	Easterly	Holmes	Lusk
Bell	Ellis	Jones	Miller
Bonner	Faulk	Judge	McCain
Brown	Green	Key	Pride
Bulger	Hartwell	Kline	Thach
Cooper	Higgins		

—25.

Nays, 0.

The bill:

H. 608. To amend section (2) of an act entitled "an act, to create the office of assistant solicitor for the county of Mobile, prescribe his duties, fix his salary and provide for the method of selection for said office and the taxation as cost of solicitor fees where the said assistant solicitor prosecutes and the defendant is convicted," approved February 18th, 1911.

Was read a third time at length and passed.

Yeas, 25; nays, 0.

Nays:

Messrs.:	Bulger	Faulk	Holmes
Arrington	Cooper	Green	Jones
Bell	Denson	Hartwell	Key
Bonner	Easterly	Higgins	Kline
Brown	Ellis	Hollis	Lewis

Lusk	McCain	Thach	Winkler	
Miller	Pride			—25.

Nays, 0.

The bill:

H. 1043. To amend an act entitled "An act to submit to the qualified electors of each of the counties of this State the question of whether or not the work of tick eradication shall be taken up in said county under the State live stock sanitary board as provided by law," approved March 5th, 1915, by amending section 11 thereof.

Was read a third time at length and passed.

Yeas, 26; nays, 0.

Nays:

Messrs.:	Denson	Hollis	Miller	
Arrington	Easterly	Holmes	McCain	
Bell	Faulk	Judge	Pride	
Bonner	Green	Key	Thach	
Brown	Hall	Kline	Wallace	
Bulger	Hartwell	Lewis	Winkler	
Cooper	Higgins	Lusk		—26.

Nays, 0.

The bill:

S. 821. To abolish the office of treasurer of Geneva county, to require the county funds to be deposited in some national or State bank, or with some individual, in the county of Geneva as the commissioners court of said county of Geneva may elect, and to provide for the custody of such funds.

Was read a third time at length and passed.

Yeas, 27; nays, 0.

Yeas:

Messrs.:	Bulger	Faulk	Hollis
Arrington	Cooper	Green	Holmes
Bell	Denson	Hartwell	Key
Bonner	Easterly	Higgins	Kline
Brown	Ellis	Hill	Lee

The bill:

H. 1152. To amend sections 2 and 3 of an act entitled "An act to establish a board of revenue for Shelby county, and to abolish the court of county commissioners thereof," passed at the session of 1911, being in Local Acts of Alabama, page 154, said amendment making the president thereof elective by the qualified voters of the county and dividing the county in four districts, and making one member elective by the qualified electors of each of said four districts of which he shall be a resident and qualified voter, and fixing the terms of office of said president, and members of said board and the time of their election; and providing that the Governor shall appoint successors to those two members whose term of office expires in the year 1915, and prescribing their term of office.

Was read a third time at length and passed.

Yeas, 27; nays, 0.

Yeas:

Messrs.:	Denson	Hill	Lusk
Arrington	Easterly	Hollis	Miller
Bell	Ellis	Holmes	McCain
Bonner	Faulk	Judge	Pride
Brown	Green	Key	Thach
Bulger	Hartwell	Kline	Wallace
Cooper	Higgins	Lee	Winkler

—27.

Nays, 0.

The bill:

H. 1318. To authorize the court of county commissioners of Bullock county, Alabama, to pay to the Merchants & Farmers Bank of Union Springs, Alabama, out of the funds of said county, the sum of \$394.10 with interest thereon from January 20th, 1912, to cover the amount with the interest thereon from January 20th, 1912, repaid by said bank into the treasury of Bullock county, Alabama, on the demand of J. T. Gorman, examiner of public accounts, and which sum represents items of interest paid by A. B. Strickland as county treasurer of Bullock county, Alabama, out of the funds of said county to the said Merchants & Farmers Bank

Lewis	Miller	Pride	Wallace
Lusk	McCain	Thach	Winkler

—27.

Nays, 0.

The bill:

S. 762. To protect dipping vats within the State of Alabama.

Was taken up.

The following amendment offered by the Committee on Judiciary, to-wit:

Amend by inserting after the word "who" and before the word "intentionally" the words "unlawfully" negligently or" and by inserting after the word "that" and before "within" the words "not his own."

Was adopted.

Yeas, 26; nays, 0.

Yeas:

Messrs.:	Denson	Hollis	Lusk
Arrington	Easterly	Holmes	Miller
Bell	Ellis	Jones	McCain
Bonner	Faulk	Judge	Pride
Brown	Hartwell	Key	Thach
Bulger	Higgins	Kline	Winkler
Cooper	Hill	Lewis	

—26.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 26; nays, 0.

Yeas:

Messrs.:	Denson	Hollis	Miller
Arrington	Easterly	Holmes	McCain
Bell	Ellis	Judge	Pride
Bonner	Green	Key	Thach
Brown	Hartwell	Kline	Wallace
Bulger	Higgins	Lewis	Winkler
Cooper	Hill	Lusk	

—26.

Nays, 0.

during the periods intervening between January 14th, 1905 and January 20th, 1909, to cover interest charges made by said bank on account of warrants drawn on him as such treasurer and paid by said bank when said county had no funds to its credit or on deposit in said bank.

Was read a third time at length and passed.

Yeas, 24; nays, 1.

Yeas:

Messrs.:	Hall	Judge	Miller
Arrington	Hartwell	Key	McCain
Bulger	Higgins	Kline	Pride
Cooper	Hill	Lee	Thach
Denson	Hollis	Lewis	Wallace
Ellis	Holmes	Lusk	Winkler
Faulk			

—24.

Nay:—Mr. Bonner—1.

The bill:

H. 1182. To authorize the court of county commissioners of Bullock county, Alabama, to pay the First National Bank of Union Springs, Alabama, out of the funds of said county the sum of two hundred ninety-two and 20/100 dollars, with interest thereon from January 20th, 1912, repaid by said bank into the treasury of Bullock county, Alabama, on the demand of J. T. Gorman, examiner of public accounts, and which sum represents items of interest paid by Geo. W. Champion, as county treasurer of Bullock county, Alabama, out of the funds of said county to said The First National Bank of Union Springs, Alabama, during the period intervening between, to wit: January 14, 1909, and to wit, October 14, 1911, to cover interest charges made by said bank when said county had no funds to its credit or on deposit in said bank.

Was read a third time at length and passed.

Yeas, 27; nays, 0.

Yeas:

Messrs.:	Bonner	Bulger	Denson
Arrington	Brown	Cooper	Easterly

Ellis	Hill	Key	McCain
Faulk	Hollis	Kline	Pride
Green	Holmes	Lewis	Thach
Hartwell	Jones	Lusk	Wallace
Higgins	Judge	Miller	Winkler

—27.

Nays, 0.

The bill:

H. 1250. To abolish the office of county treasurer of Coosa county, and to provide for the commissioners' court of Coosa county to contract with one or more banks in the county to handle the county funds and to discharge the other duties now provided by law to be discharged by the county treasurer of Coosa county, and to provide for the payment of interest on monthly balances on county funds in said bank or banks, and to provide for payment of taxes by the tax collector to the bank or banks handling county funds.

Was read a third time at length and passed.

Yeas, 28; nays, 0.

Yeas:

Messrs.:	Ellis	Hollis	Lewis
Arrington	Faulk	Holmes	Lusk
Bonner	Green	Jones	Miller
Brown	Hall	Judge	McCain
Bulger	Hartwell	Key	Pride
Cooper	Higgins	Kline	Thach
Denson	Hill	Lee	Winkler
Easterly			

—28.

Nays, 0.

The bill:

H. 1351. To relieve the treasurer of Montgomery county of any loss or liability by reason of the payment heretofore made of interest on county warrants issued by the board of revenue of Montgomery county.

Was read a third time at length and passed.

Yeas, 24; nays, 0.

Yeas:

Messrs.:	Ellis	Hill	Lewis
Arrington	Faulk	Hollis	Lusk
Bell	Green	Holmes	Miller
Bulger	Hall	Judge	McCain
Cooper	Hartwell	Key	Thach
Denson	Higgins	Kline	Winkler
Easterly			

—24.

Nays, 0.

The bill:

H. 483. To submit to the qualified voters of the State, at the general election to be held on the next regular general election day in November, 1916, for their consideration, an amendment to the Constitution of Alabama, in substance and to the effect that the city of Selma, in addition to the taxes it is now authorized and empowered to levy and collect, shall levy and collect annually an additional tax of two-tenths of one per centum upon the value of the property therein as fixed tenance of public schools therein, and shall levy and collect annually a further additional tax of one-tenth of one per centum upon the value of the property therein as fixed for State taxation, to be applied exclusively to public school buildings therein and improvements and repairs thereon, or to the payment of indebtedness contracted for the same by the city of Selma, or to the maintenance of public schools therein or to any one or more of these; provided that these taxes shall be in lieu of all other city taxes now required to be levied or appropriated by the city of Selma for the support of schools or for school purposes.

Was taken up.

The following amendment offered by Mr. Lewis, to-wit:

Amend by adding the following: "That the municipalities affected be authorized and required to pay for the advertisement of said amendments and the costs of said election."

Which was, upon motion of Mr. Ellis, laid upon the table.

Mr. Elrod offered the following amendment, to-wit:

Amend by adding the city of Selma shall pay the expenses of advertising the election.

Which was on motion of Mr. Ellis laid upon the table.

And said bill was read a third time at length and passed.

Yeas, 26; nays, 0.

Yeas:

Messrs.:	Ellis	Hollis	Miller
Arrington	Faulk	Holmes	McCain
Bonner	Green	Judge	Pride
Bulger	Hall	Key	Thach
Cooper	Hartwell	Kline	Wallace
Denson	Higgins	Lewis	Winkler
Easterly	Hill	Lusk	—26.

Nays, 0.

The bill:

H. 929. To appropriate the two and three per cent funds now in the treasury of the State of Alabama, Tennessee & Northern Railway.

Was taken up.

The following substitute offered by the Committee on Public Roads and Highways, to-wit:

A BILL

To be entitled an act to appropriate the two and three per cent funds now in the treasury of the State to Alabama, Tennessee & Northern Railway, and Montgomery and Chattanooga Railroad Company.

Section 1. Be it enacted by the Legislature of Alabama: That the two and three per cent funds now in the treasury of the State, amounting to the sum of (\$2,550.61) two thousand five hundred and fifty and 61/100 dollars be and the same hereby is appropriated, equally, to Alabama, Tennessee and Northern Railway and Montgomery and Chattanooga Railway Company, corporations organized and existing under the laws of the State of Alabama.

Sec. 2. That the auditor of Alabama is authorized and directed to draw his warrant on the treasurer of the State of Alabama for said sums, and such warrants shall be paid by the State treasurer to the respective treas-

urers of said Alabama, Tennessee and Northern Railway and Montgomery and Chattanooga Railroad Company.

Sec. 3. That all laws and parts of laws in conflict with the provisions of this act be and the same hereby are repealed.

Sec. 4. This act shall take effect immediately upon its passage and approval.

Was adopted.

Yeas, 24; nays, 0.

Yeas:

Messrs.:	Easterly	Hill	Lusk,
Arrington	Ellis	Holmes	Miller
Bonner	Faulk	Judge	Pride
Brown	Green	Key	Thach
Bulger	Hartwell	Kline	Wallace
Cooper	Higgins	Lewis	Winkler
Denson			—24.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 26; nays, 0.

Yeas:

Messrs.:	Easterly	Hollis	Miller
Arrington	Ellis	Holmes	McCain
Bell	Faulk	Judge	Pride
Brown	Green	Key	Thach
Bulger	Hall	Kline	Wallace
Cooper	Hartwell	Lewis	Winkler
Denson	Hill	Lusk	—26.

Nays, 0.

The bill:

H. 854. To amend section 1 of an act entitled an act to incorporate the town of West Blocton, Bibb county, Alabama, so far as said section relates to the boundary lines of said town, approved March 4, 1901; and to repeal an act to amend said section 1, enacted by the Legislature and approved February 16, 1907.

Was read a third time at length and passed.

Yeas, 26 nays, 0.

Yeas:

Messrs.:	Easterly	Hollis	Miller
Arrington	Ellis	Holmes	McCain
Bonner	Faulk	Judge	Pride
Brown	Green	Key	Thach
Bulger	Hartwell	Kline	Wallace
Cooper	Higgins	Lewis	Winkler
Denson	Hill	Lusk	—26.

Nays, 0.

The bill:

H. 1044. To authorize each of the several counties of this State to make appropriations for the construction and maintenance of dipping vats, and otherwise to promote and encourage the eradication of cattle ticks in such county.

Was read a third time at length and passed.

Yeas, 26 nays, 0.

Yeas:

Messrs.:	Easterly	Hollis	Lusk
Arrington	Ellis	Holmes	Miller
Bell	Faulk	Jones	McCain
Brown	Green	Key	Pride
Bulger	Hartwell	Kline	Wallace
Burns	Higgins	Lee	Winkler
Denson	Hill	Lewis	—26

Nays, 0.

The bill:

S. 809. To submit to the qualified voters of the State of Alabama at the general election to be held on the first Tuesday after the first Monday of November, 1916, for their consideration, an amendment to the Constitution of the State, fixing salaries and compensations and allowances to be paid to the judge of probate, sheriff, the tax assessor, and the tax collector of Mobile county, requiring the said officers to cover the fees collected

by them into the county treasury of Mobile county, and authorizing and empowering the Legislature thereafter to fix and regulate and alter the costs, charges and fees and salaries of such officers, including the method and basis of their compensation.

Was read a third time at length and passed.

Yeas, 26 nays, 0.

Yeas:

Messrs.:	Easterly	Hill	Miller
Arrington	Ellis	Hollis	McCain
Bonner	Faulk	Holmes	Pride
Brown	Green	Key	Thach
Bulger	Hall	Kline	Wallace
Cooper	Hartwell	Lewis	Winkler
Denson	Higgins	Lusk	—26.

Nays, 0.

The bill:

H. 887. To regulate, prohibit and provide punishment for the publication of untrue and misleading advertisements, and requiring that all newspaper and other periodical advertisements be clearly marked "Advertisement."

Was taken up.

The following amendment offered by the Committee on Revision of Laws, to-wit:

"Amend section 1 by inserting after the words "indirectly" where the same appears on line 3 of said section and before the word "to" at the end of the third line in said section the word "offers."

Amend the bill by inserting after the word "therein" on the sixth line of section 1 and before the word "makes" the word "knowingly."

Was adopted.

Yeas, 27; nays, 0.

Yeas:

Messrs.:	Bulger	Ellis	Hartwell
Arrington	Cooper	Faulk	Higgins
Bonner	Denson	Green	Hill
Brown	Easterly	Hall	Hollis

Holmes	Lee	Miller	Thach
Key	Lewis	McCain	Wallace
Kline	Lusk	Pride	Winkler

—27.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 27; nays, 0.

Yeas:

Messrs.:	Easterly	Higgins	Lewis
Arrington	Ellis	Hill	Lusk
Bonner	Elrod	Hollis	Milner
Brown	Faulk	Holmes	McCain
Bulger	Green	Key	Pride
Cooper	Hall	Kline	Thach
Denson	Hartwell	Lee	Winkler

—27.

Nays, 0.

The bill:

H. 1023. To require the commissioners court of Talapoosa county, Alabama, to publish a financial statement of its proceedings at each regular, revenue, special and adjourned terms in a newspaper published in said county offering to do the work on the best terms; to require said court to designate such newspaper; to provide for furnishing copy to the publisher of such newspaper for publication and to provide the compensation out of the treasury of said county for furnishing such copy and publishing same.

Was read a third time at length and passed.

Yeas, 25; nays, 0.

Yeas:

Messrs.:	Easterly	Hill	Lusk
Arrington	Ellis	Hollis	Miller
Bonner	Faulk	Holmes	McCain
Brown	Green	Key	Pride
Bulger	Hall	Kline	Wallace
Cooper	Hartwell	Lewis	Winkler
Denson	Higgins		

—25.

Nays, 0.

The bill:

S. 811. To amend section 1421 of the Code of Alabama of 1907.

Was read a third time at length and passed.

Yeas, 26; nays, 0.

Yeas:

Messrs.:	Easterly	Hill	Miller
Arrington	Ellis	Hollis	McCain
Bonner	Faulk	Holmes	Pride
Brown	Green	Key	Thach
Bulger	Hall	Kline	Wallace
Cooper	Hartwell	Lewis	Winkler
Denson	Higgins	Lusk	—26.

Nays, 0.

INDEFINITE POSTPONEMENT OF BILLS.

On motion of Mr. Hill, the following bills were indefinitely postponed, to-wit:

S. 108. To submit to the qualified voters of the State of Alabama at the general election to be held on the first Tuesday after the first Monday of November, 1916, for their consideration, an amendment to the constitution of the State, fixing the salaries and compensation and allowances to be paid to the judge of probate, the sheriff, the tax assessor and the tax collector of Montgomery county, requiring said officers to cover the fees collected by them into the county treasury of Montgomery county, and authorizing and empowering the Legislature thereafter to fix and regulate and alter the costs, charges, and fees and salaries of such officers, including the method and basis of their compensation.

S. 24. To abolish the office of assistant solicitor for the county of Montgomery.

S. 186. To amend section 22 of an act to further provide for the revenues of the State of Alabama, approved March 31st, 1911.

S. 62. To amend subdivision 8 of section 2061 of the Code of Alabama (relates to property and persons exempt from taxation).

S. 424. To repeal an act entitled an act to authorize the board of revenue of Montgomery county to retain and employ an attorney at law, to fix the services which said attorney at law may be required to render, and to fix his compensation therefor. Approved March 31, 1911.

On motion of Mr. Miller the following bill was indefinitely postponed, to-wit:

H. 709. To ratify and confirm the payment of certain county warrants, issued by the commissioners' court of Marengo county and paid by John C. Dunn as treasurer of said county; and to discharge said John C. Dunn and his sureties on his official bond from all liability on account of such payment.

ADJOURNMENT.

At 10:10 o'clock P. M., on motion of Mr. Bonner, the Senate adjourned until 10 o'clock tomorrow morning.

THIRTY-SEVENTH DAY.

Thursday, August 26, 1915.

The Senate met pursuant to adjournment, Lieutenant-Governor Kilby presiding.

PRAYER.

By Rev. Mr. Bealle of Tuscaloosa.

ROLL CALL.

Present:

Messrs.:	Easterly	Hollis	Miller
Arrington	Ellis	Holmes	Milner
Bell	Elrod	Jones	McCain
Bonner	Faulk	Judge	Price
Brown	Green	Key	Pride
Bulger	Hall	Kline	Thach
Burns	Hartwell	Lee	Wallace
Cooper	Higgins	Lewis	Weathers
Denson	Hill	Lusk	Winkler

JOURNAL.

On motion of Mr. Kline the reading of the Journal of yesterday was dispensed with and the same was approved by the Senate.

INTRODUCTION OF BILLS.

Upon a call of districts bills were introduced, severally read one time, and referred to appropriate standing committees, as follows:

By Mr. Hill:

S. 850. To amend section 762 of the Code of Alabama.

Committee on Agriculture.

REPORTS OF COMMITTEES.

Mr. Hartwell, chairman of the Standing Committee on Finance and Taxation, reported that said committee, in session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to wit:

By Mr. Denson:

S. 633. To require military instruction in the high schools of this State.

By Mr. Smith of Crenshaw:

H. 869. To provide for the appointment of a uniform accounts and records commission for the State of Alabama, to prescribe its powers and duties, and to make an appropriation for carrying on its work and activities.

By Mr. Weakley (with amendment):

H. 851. To prescribe and fix the license or privilege tax to be paid by every person, firm, company, corporation or association engaged in any business, vocation, occupation, calling or profession in this State, or who shall in this State exercise any privileges for which a license or privilege tax is or may be charged; to provide for and regulate the collection of such license or privilege tax; to fix the compensation to be paid for the col-

lection of such license or privilege tax; to provide for the distribution, application and safe-keeping of the funds arising from the collection of such license or privilege tax; to fix a penalty for doing business without a license, and to provide for the enforcement thereof; and to further provide for the general revenues.

Mr. Wallace, chairman of the Standing Committee on Local Legislation, reported that said committee, in session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to wit:

By Mr. Bulger:

S. 387. To abolish the jury commission of Tallapoosa county and to require the court of county commissioners of said county to perform all the duties required by law of said jury commission.

By Mr. Hall:

S. 846. To amend section 900 of the Code of Alabama.

By Mr. Scott:

H. 1262. To establish the office of recording clerk of the inferior court of Ensley, for precinct No. 45, of Jefferson county, Alabama, to provide for the selection of such recording clerk, define his duties, and to prescribe his compensation.

By Mr. Spessard:

H. 1404. To confer further powers and authority upon the court of county commissioners of Perry county, Alabama, relating to public roads and bridges.

Mr. Burns, chairman of the Standing Committee on Commerce and Common Carriers, reported that said committee, in session, had acted on the following bill and ordered same returned to the Senate with a favorable report, and it was read a second time and placed on the calendar, to wit:

By Mr. Faulk:

S. 822. To further regulate the practice and procedure before the Railroad Commission of Alabama, or any like body exercising similar jurisdiction in cases

involving proposed changes in rates, charges or classification of common carriers in defined cases, and upon appeal from its orders in such cases; to prescribe the notice to be given the public and parties to be affected of hearings and investigations when it is proposed to increase the rates or charges for the transportation of freight or passengers; and to authorize appeals by parties to proceedings in rate cases before said commission or like body from its orders to a chancery court of Montgomery county, and from decrees of said court to the Supreme Court of the State in defined cases; and to prescribe the procedure and practice.

Mr. McCain, chairman of the Standing Committee on Public Buildings and Grounds, reported that said committee, in session, had acted on the following bill and ordered same returned to the Senate with a favorable report, and it was read a second time and placed on the calendar, to wit:

By Mr. Hudson:

H. 1342. To appropriate the sum of \$76.62 to be paid to the Kennedy Company, of Montgomery, Alabama, as payment of the purchase price of a bill of goods bought from the said The Kennedy Company by the State of Alabama for the purpose of making repairs in the State capitol building, which said purchase price has never been paid.

Mr. Key, chairman of the Standing Committee on Public Roads and Highways, reported that said committee, in session, had acted on the following bill and ordered same returned to the Senate with a favorable report, and it was read a second time and placed on the calendar, to wit:

By Mr. Denson (with amendment):

S. 259. To require the courts of county commissioners, boards of revenue, or like officers of each county of the State of Alabama, to pay for the improvements or constructing of any public roads, public highways, bridges, cross ways, culverts, viaducts, court houses or jails or other public improvements which may have been ordered made by such court of county commissioners,

board of revenue, or like officers within their county or within any municipality within their county, and for all office fixtures, stationery, telephones, adding machines and general office supplies for the court house, which may have been purchased by such court of county commissioners, board of revenue or like officers, and which remains unpaid because such court of county commissioners, board of revenue, or like officers had no authority to order such improvements, or purchase such property, or for any other reason.

Mr. Bell, chairman of the Standing Committee on County and County Boundaries, reported that said committee, in session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to wit:

By Mr. Hall:

S. 367. To change the boundary line between the counties of Montgomery and Crenshaw.

By Mr. Siglin:

H. 1188. To define and establish the boundary line between the counties of Cherokee and Calhoun.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has passed the following Senate bill and returns same herewith to the Senate.

S. 577. To repeal the charter of the municipal corporation of the town of Vinemont, in the county of Cullman.

W. F. Herbert,
Clerk.

RESOLUTION.

Mr. Jones, chairman of the Standing Committee on Rules, reported that said committee, in session, had recommended to the Senate the following resolutions:

S. R. 143. Be it resolved by the Senate, that upon the call of districts for the passage of local bills, each Senator shall be entitled to call one local bill, and that

no general bill shall be called except by unanimous consent.

Which was adopted.

Also,

S. R. 144. Resolved by the Senate, that the following bills be made, and the same are hereby made, previous, special, paramount and continuing orders, to the exclusion of all others, for 10:30 this morning:

Senate Bills, 506, 494, 123;

House Bill 1326, and

Senate Bill 376.

Which was adopted.

Mr. Bonner offered the following resolution, to wit:

S. R. 145. Be it resolved by the Senate, that all lobbying within the Senate chamber by any person other than a member of the Senate is forbidden during the time the Senate is in session, and any person violating this resolution shall be removed by the doorkeeper of the Senate.

Which was, under a suspension of the rules, adopted.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has concurred in the Senate amendment to:

H. 929. To appropriate the two and three per cent. funds now in the treasury of the State to Alabama, Tennessee & Northern Railway and Montgomery and Chattanooga Railroad Company.

Also,

H. 1247. To regulate and fix the fees and compensation of witnesses before grand juries, and witnesses in all cases in the county court and in the circuit court of Clarke county.

Also,

H. 887. To regulate, prohibit, and provide punishment for the publication of untrue and misleading advertisements, and requiring that all newspaper and other periodical advertisements be clearly marked "advertisement."

W. F. Herbert,
Clerk.

CONSIDERATION OF SPECIAL ORDER AND BILLS ON THIRD
READING.

The bill:

S. 506. To provide for the election of a solicitor for every judicial circuit in the State, and fix his salary; authorize the appointment of deputy solicitors, prescribe their duties and authority, and fix their salaries.

Was taken up.

The Committee on Judiciary offered the following amendment to said bill, to wit:

Amend section three, make "twenty-four hundred" read "three thousand," and strike out all of section three after the words "shall not," and insert in lieu thereof the following: "Practice law in any capacity except in his official capacity as attorney and counsel for the State, nor accept any pass or gratuity from or by any person, firm or corporation engaged in conducting a public utility."

And inserting in section four, after the words "county court," the words "and inferior courts."

And by adding after last word of section five the words: "The population to be determined by the last Federal census preceding the time of the payment of the salary."

And inserting in section six, after the word "circuit," in line one, the words "with one judge."

And by adding after the last word of section six the words: "In counties having more than one deputy the solicitor shall designate the deputy to prosecute in the inferior court."

Mr. Lusk offered the following amendment to the committee amendment, to wit:

Amend by making "three thousand" read "twenty-five hundred dollars."

Mr. Kline moved to lay the amendment offered by Mr. Lusk on the table, which prevailed, and said amendment was laid upon the table.

Yeas, 14; nays, 12.

Yeas:

Messrs.:	Denson	Hill	Price
Arrington	Easterly	Judge	Thach
Bonner	Ellis	Key	Wallace
Cooper	Hartwell	Kline	—14.

Nays:

Messrs.:	Faulk	Holmes	Lusk
Bell	Hall	Jones	Miller
Bulger	Higgins	Lee	Weathers
Elrod			—12.

Mr. Key offered the following amendment to said committee amendment, to wit:

Amend section 1 by adding at the end thereof:

Provided, that if in any circuit composed of only one county, there is no circuit solicitor residing at the time of the passage of this act, but there is a county solicitor or solicitor of a city court or law and equity court who was elected at the general election in November, 1914, he shall be and become the circuit solicitor of said circuit on and after the first Monday after the second Tuesday in January, 1917, and shall hold office until the first Monday after the second Tuesday in January, 1919.

Which was adopted.

And said amendment offered by the Committee on Judiciary, as thus amended, was then adopted.

Yeas, 21; nays, 5.

Yeas:

Messrs.:	Cooper	Hill	Lusk
Arrington	Easterly	Jones	Price
Bonner	Ellis	Judge	Pride
Brown	Elrod	Key	Thach
Bulger	Hall	Kline	Wallace
Burns	Hartwell		—21.

Nays:

Messrs.:	Higgins	Miller	Weathers
Faulk	Holmes		—5.

Mr. Kline offered the following amendment to said bill as amended, to wit:

Amend section 1 of the bill entitled "An act to provide for the election of a solicitor for every judicial circuit in the State and fix his salary; authorize the appointment of deputy solicitors, prescribe their duties and authority and fix their salaries," by adding to section 1 the following:

Provided, that in circuits where there is no circuit solicitor residing at the date of the passage of this act and where there is residing only one solicitor of a law and equity court or one solicitor of a city court with jurisdiction and powers of a circuit solicitor, that such solicitor shall be the solicitor of such circuit until the first Monday after the second Tuesday in January, 1919.

Mr. Lusk moved to lay said amendment upon the table, which prevailed, and said amendment offered by Mr. Kline was laid upon the table.

Mr. Hill offered the following amendment to said bill as amended, to wit:

Amend the bill by adding at the end of section 9, the following: "That from and after January 1st, 1917, that solicitor or deputy solicitor shall not be employed or represent in any capacity any public service corporation."

Which was adopted.

Yeas, 24; nays, 0.

Yeas:

Messrs.:	Easterly	Holmes	Miller
Arrington	Ellis	Judge	McCain
Bonner	Green	Key	Price
Brown	Hall	Kline	Wallace
Burns	Hartwell	Lee	Weathers
Cooper	Hollis	Lusk	Winkler
Denson			

—24.

Nays, 0.

Mr. Judge offered the following amendment to said bill as amended, to wit:

To amend section two of Senate Bill 506 by adding at the close thereof the following:

"In all circuits composed of only one county and in which there are more than three judges and in which a circuit court is held at the county site and at some other place in the county, and the cases arising in a designated portion of the county are tried at a place other than the county site and the cases arising in the

remaining portion of the county are tried at the county site, there shall also be elected by the qualified electors of that portion of the county wherein the cases arise that are tried at the place of holding the said court other than the county site, a deputy solicitor of said circuit court, who shall, at the time of his election and during his term of office, reside in the territory from which he is elected and who shall hold office for the same term as a solicitor of such circuit, and who shall in the absence of the circuit solicitor discharge the same duties and exercise the same authority within the territory from which he is elected as if he were a solicitor, and said deputy solicitor shall receive a salary of twenty-four hundred dollars (\$2,400) per annum, payable out of the State treasury as the salaries of solicitors are paid."

2nd. Amend section 6 by striking out the word "four" where said word appears in said section, and inserting in lieu thereof the word "three."

Which was adopted.

Yeas, 24; nays, 0.

Yeas:

Messrs.:	Easterly	Holmes	Miller
Arrington	Ellis	Judge	Price
Bonner	Hall	Key	Pride
Bulger	Hartwell	Kline	Wallace
Burns	Higgins	Lee	Weathers
Cooper	Hill	Lusk	Winkler
Denson			

—24.

Nays, 0.

Mr. Holmes offered the following amendment to said bill as amended, to wit:

Provided, that after the first Monday after the second Tuesday of January, 1919, solicitors of circuits the population of which does not exceed one hundred thousand according to the last or any subsequent federal census, shall receive a salary of only twenty-five hundred dollars.

Mr. Wallace moved to lay said amendment on the table, which prevailed, and said amendment was laid upon the table.

Yeas, 15; nays, 6.

Yeas:

Messrs.:	Cooper	Hill	Pride
Arrington	Denson	Jones	Thach
Bonner	Hall	Key	Wallace
Burns	Hartwell	Lee	Winkler

—15.

Nays:

Messrs.:	Higgins	Lusk	Weathers
Faulk	Holmes	Miller	

—6.

Mr. Hartwell offered the following amendment to said bill as amended, to wit:

Amend bill by adding thereto the following: "That nothing in this bill shall be so construed as to repeal any local laws of any circuit containing more than two judges providing for assistant solicitors, nor shall it be so construed as to alter or change the salary of such assistant solicitor as fixed by such local laws"

Mr. Lusk moved to lay said amendment on the table, which prevailed, and said amendment was laid upon the table.

Mr. Higgins offered the following amendment to said bill as amended:

Amend S. 506 by striking out section 4 of printed bill and insert in lieu thereof:

Sec. 4. There shall be elected at the general election in the year 1916, and every four years thereafter, a deputy solicitor in each county of the State, to represent the State in all cases in the county court and on preliminary examinations, application for bail and habeas corpus proceedings in all courts, aid or act for the circuit solicitor before the grand jury, and in all matters in the circuit court when requested to do so by the circuit solicitor and perform all the duties of the circuit solicitor in his absence when so directed by the circuit solicitor, and he must not, while in such office or position, be employed in any capacity by a

public service corporation, or accept any pass, gift or gratuity therefrom.

Mr. Lee moved to lay said amendment on the table, which prevailed.

Yeas, 14; nays, 12.

Yeas:

Messrs.:	Burns	Kline	Pride	
Arrington	Ellis	Lee	Thach	
Bell	Elrod	Lusk	Wallace	
Bonner	Hartwell	Miller		—14.

Nays:

Messrs.:	Green	Hollis	Key	
Brown	Higgins	Holmes	Lewis	
Denson	Hill	Judge	Weathers	
Faulk				—12.

Mr. Holmes offered the following amendment to said bill as amended, to wit:

Provided further, that all deputy solicitors may be elected by the people of any county, at a salary not exceeding one thousand dollars when the county commissioners or like governing body of said counties are petitioned by a majority of the qualified electors of said county.

Mr. Bonner moved to lay said amendment on the table, which prevailed, and said amendment was laid upon the table.

And said bill, as amended, was read a third time at length and passed.

Yeas, 20; nays, 1.

Yeas:

Messrs.:	Denson	Hollis	Lusk	
Arrington	Easterly	Holmes	Miller	
Bonner	Hall	Judge	Thach	
Brown	Hartwell	Kline	Wallace	
Burns	Hill	Lee	Weathers	
Cooper				—20.

Nay: Mr. Higgins.—1.

The bill:

S. 494. To prescribe the qualifications of jurors and regulate the selection, drawing and summoning of jurors; to prescribe the qualifications of and provide for the appointment of jury commissioners and clerks of commissions and to regulate the empanelling of grand and petit juries in all of the courts of this State.

Was taken up.

The following amendments offered by the Committee on Judiciary, to wit:

1. That the Senate recede from all amendments heretofore adopted and that they be stricken out.

2. That the Senate adopt the following amendment to the bill, viz:

Amend by striking out of the bill all of sections 2, 3, 4, 5, and all of section 6 down to the word "provided," and inserting the following: "That the court of county commissioners or the board of revenue of each county shall constitute a jury commission for their respective counties, and in counties where the probate judge is clerk or presiding judge of the court of county commissioners, he shall have no right to participate in the securing of names of persons as herein provided, nor in the placing of names in the jury box, nor shall he be present at or be informed of such.

In every county having more than seventy-five thousand (75,000) population, the clerk of the court of county commissioners or board of revenue shall be the clerk of the jury commission.

Members of the court of county commissioners or board of revenue shall not receive any other compensation than is now provided by law."

Amend section 8 by inserting after the words "twelve months," where it appears in the section, these words: "Who is a householder or freeholder in the county."

And amend section 9 by inserting after the words "jury duty," where they first occur, these words: "And their names need not be put in the jury box."

Amend section 20 by inserting after the word "census," where it first appears, these words, "or any subsequent census."

Amend section 30 by inserting after the word "thirty," the word "six."

Amend section 32 by inserting before "eighteen," the words "not less than," and after eighteen the words "not more than twenty-four."

Amend section 37 by inserting after "citizen of Alabama," these words: "1½. Are you householder or a freeholder in this county?"

Add to the bottom of section 38 these words: "It shall be cause for challenge by the defendant in a criminal case, that the juror is a sheriff, deputy sheriff, United States marshal, deputy marshal, justice of the peace, constable, police officer or jailer."

Amend by adding to bottom of section 38 the words: "If either side waives a cause of challenge as to a juror he cannot afterwards challenge any other juror for this cause. If he challenges one juror for cause, he shall not be permitted to waive this cause as to any other juror."

Amend section 45, on page 17, subdivision 2, by inserting after the word "business" and before the words "with any," the following words "or has a brother, brother-in-law, nephew, son, son-in-law, father or father-in-law who is a partner in business."

Amend section 45, on page 17, subdivision 3, by inserting after the words "partner or" and before the words "in the," the following words "or has a father, father-in-law, nephew, son, son-in-law, brother or brother-in-law."

Amend by striking out of line 4, page 17, of the bill the word "none," and insert the word "neither one," and make "or" read "nor."

And amend by adding after the word "probate," in line 1 of section 48, these words: "President of board of revenue or court of county commissioners."

And amend by making last word of section 59 read "passage," instead of "approval."

Mr. Key moved that the Senate consider the committee amendment section by section, which motion prevailed, and the Senate proceeded to consider amendment No. 1, to wit:

"That the Senate recede from all amendments heretofore adopted, and that they be stricken out."

Which was adopted.

Yeas, 21; nays, 0.

Yeas:			
Messrs.:	Faulk	Holmes	Lusk
Arrington	Hall	Jones	Miller
Burns	Hartwell	Judge	Thach
Cooper	Higgins	Key	Wallace
Denson	Hill	Kline	Weathers
Easterly	Hollis		—21.

Nays, 0.

Pending the further consideration of said bill and amendments:

RECESS.

At 1 o'clock P. M., on motion of Mr. Pride, the Senate took a recess until 3 o'clock this afternoon.

AFTERNOON SESSION—THIRTY-SEVENTH DAY.

Thursday, August 26, 1915.

The Senate re-assembled at 3 o'clock P. M.

ROLL CALL.

On a call of the roll 24 Senators answered to their names, a quorum of the Senate.

REPORTS OF COMMITTEES.

Mr. Brown, acting chairman of the Standing Committee on Revision of Laws, reported that said committee, in session, had acted on the following bill and ordered same returned to the Senate with a favorable report, and it was read a second time and placed on the calendar, to wit:

By Mr. Carmichael:

H. 747. To regulate the county court of Colbert county: to prescribe its jurisdiction and powers, and to provide for solicitor fees in said court; and to repeal conflicting laws.

RESOLUTION AND SPECIAL ORDER SET.

Mr. Hartwell offered the following resolution:

S. R. 146. Resolved by the Senate that H. 851 be made a special paramount and continuing order for Friday, August 27th, 1915, at 9 o'clock A. M.

Which was adopted.

And said bill, H. 851, was made a special, paramount and continuing order for Friday, August 27th, 1915, at 9 o'clock A. M.

Mr. Kline offered the following resolution, to wit:

S. R. 147. Resolved by the Senate, that immediately after the consideration of the license bill known as 851, the following bills are made paramount, continuing special orders in the order herein named: S. 790, S. 58, S. 59, 741.

Which was read at length and referred to the Standing Committee on Rules.

INDEFINITE POSTPONEMENT OF BILL.

On motion of Mr. Ellis, the consideration of:

S. 702. To appropriate one hundred thousand dollars (\$100,000) annually for a period of four years to be used by the Governor in and about the payment of interest on State warrants, and for the purpose of making such financial arrangements as may be necessary to protect the credit of the State.

Was indefinitely postponed by the Senate.

UNFINISHED BUSINESS.

The Senate proceeded to consider the unfinished business of the morning session, which was S. 494 and the amendments offered thereto by the Committee on Judiciary:

The second amendment, to wit:

That the Senate adopt the following amendment to the bill, viz.:

Amend by striking out of the bill all of sections 2, 3, 4, 5, and all of section 6 down to the word "provided," and inserting the following:

"That the court of county commissioners or the board of revenue of each county shall constitute a jury commission for their respective counties, and in counties where the probate judge is clerk or presiding judge of the court of county commissioners, he shall have no right to participate in the securing of the names of persons as herein provided, nor in the placing of names in the jury box, nor shall he be present at or be informed of such.

In every county having more than seventy-five thousand (75,000) population, the clerk of the court of county commissioners or board of revenue shall be the clerk of the jury commission.

Members of the court of county commissioners or board of revenue shall not receive any other compensation than is now provided by law."

Was adopted.

Yeas, 20; nays, 8.

Yeas:

Messrs.:	Faulk	Jones	Miller
Arrington	Hall	Judge	McCain
Bell	Hartwell	Key	Price
Bulger	Higgins	Lee	Weathers
Burns	Hill	Lusk	Winkler
Cooper			—20.

Nays:

Messrs.:	Denson	Green	Thach
Bonner	Ellis	Pride	Wallace
Brown			—8.

The third amendment, to wit:

Amend section 8 by inserting after the words "twelve months," where it appears in the section, these words: "Who is a householder or freeholder in the county."

Was adopted.

Yeas, 28; nays, 0.

Yeas:

Messrs.:	Bell	Bulger	Cooper
Arrington	Brown	Burns	Denson

Easterly	Higgins	Key	Pride
Ellis	Hill	Kline	Thach
Faulk	Holmes	Lusk	Wallace
Green	Jones	Miller	Weathers
Hall	Judge	McCain	Winkler
Hartwell			—28.

Nays, 0.

The fourth amendment, to wit:

And amend section 9 by inserting after the words "jury duty," where they first occur, these words: "And their names need not be put in the jury box."

Was adopted.

Yeas, 25; nays, 0.

Yeas:

Messrs.:	Faulk	Jones	McCain
Arrington	Green	Judge	Price
Bulger	Hall	Kline	Pride
Burns	Hartwell	Lee	Thach
Denson	Higgins	Lewis	Weathers
Easterly	Hill	Lusk	Winkler
Ellis	Holmes	Miller	—25.

Nays, 0.

The fifth amendment, to wit:

Amend section 20 by inserting after the word "census," where it first appears, these words: "Or any subsequent census."

Was adopted.

Yeas, 21; nays, 0.

Yeas:

Messrs.:	Denson	Holmes	McCain
Arrington	Ellis	Kline	Price
Brown	Faulk	Lee	Thach
Bulger	Green	Lusk	Weathers
Burns	Hartwell	Miller	Winkler
Cooper	Hill		—21.

Nays, 0.

The sixth amendment, to wit:

Amend section 30 by inserting after the word "thirty," the word "six."

Was adopted.

Yeas, 20; nays, 0.

Yeas:

Messrs.:	Easterly	Higgins	Kline
Brown	Ellis	Hill	Lee
Bulger	Faulk	Holmes	Lusk
Burns	Green	Judge	Weathers
Cooper	Hartwell	Key	Winkler
Denson			—20.

Nays, 0.

The seventh amendment, to wit:

Amend section 32 by inserting before "eighteen" the words, "not less than;" and after "eighteen" the words, "not more than twenty-four."

Was adopted.

Yeas, 24; nays, 0.

Yeas:

Messrs.:	Ellis	Hill	Milner
Brown	Faulk	Holmes	Price
Bulger	Green	Key	Pride
Burns	Hall	Kline	Wallace
Cooper	Hartwell	Lee	Weathers
Denson	Higgins	Lusk	Winkler
Easterly			—24.

Nays, 0.

The eighth amendment, to wit:

Amend section 37 by inserting after citizen of Alabama these words: "1½. Are you householder or a freeholder in this county?"

Was adopted.

Yeas, 23; nays, 0.

Yeas:

Messrs.:	Denson	Holmes	Lusk
Bell	Faulk	Jones	Miller
Brown	Green	Judge	Pride
Bulger	Hartwell	Key	Wallace
Burns	Higgins	Kline	Weathers
Cooper	Hill	Lee	Winkler

—23.

Nays, 0.

The ninth amendment, to wit:

Add to the bottom of section 38 these words: "It shall be cause for challenge by the defendant in a criminal case, that the juror is a sheriff, deputy sheriff, United States marshal, deputy marshal, justice of the peace, constable, police officer or jailer."

Amend by adding to the bottom of section 38 the words: "If either side waives a cause of challenge as to a juror he cannot afterwards challenge any other juror for this cause. If he challenges one juror for cause, he shall not be permitted to waive this cause as to any other juror."

Was adopted.

Yas, 22; nays, 0.

Yeas:

Messrs.:	Easterly	Holmes	Price
Brown	Faulk	Judge	Pride
Bulger	Hall	Key	Wallace
Burns	Hartwell	Kline	Weathers
Cooper	Higgins	Lusk	Winkler
Denson	Hill	Miller	

—22.

Nays, 0.

The tenth amendment, to wit:

Amend section 45, on page 17, subdivision 2, by inserting after the word "business" and before the word "with any," the following words: "Or has a brother, brother-in-law, nephew, son, son-in-law, father or father-in-law who is a partner in business."

Amend section 45, on page 17, subdivision 3, by inserting after the words "partner or" and before the

words "in the," the following words: "Or has a father, father-in-law, nephew, son, son-in-law, brother, or brother-in-law."

Was adopted.

Yeas, 20; nays, 1.

Yeas:

Messrs.:	Easterly	Hill	Miller
Bonner	Faulk	Holmes	McCain
Brown	Green	Key	Wallace
Bulger	Hartwell	Kline	Weathers
Burns	Higgins	Lusk	Winkler
Denson			

—20.

Nay: Mr. Lee.—1.

The Eleventh amendment, to wit:

Amend by striking out of line 4, page 17, of the bill the word "none," and insert the word "neither one," and make "or" read "nor."

And amend by adding after the word "probate," in line 1 of section 48, these words: "President of board of revenue or court of county commissioners."

And amend by making last word of section 59 read "passage" instead of "approval."

Was adopted.

Yeas, 20; nays, 0.

Yeas:

Messrs.:	Easterly	Hill	Lee
Brown	Faulk	Holmes	Lusk
Bulger	Green	Jones	Miller
Burns	Hartwell	Judge	Price
Cooper	Higgins	Kline	Weathers
Denson			

—20.

Nays, 0.

Mr. Key offered the following amendment to said bill, to wit:

Amend sections 7 and 8 by striking word "seventy" where it appears therein, and insert "sixty" in lieu thereof.

Mr. Lusk moved to lay said amendment on the table, which prevailed, and said amendment was laid on the table.

Mr. Key offered the further amendment to said bill, to wit:

Amend sections 7 and 8 by striking word "seventy" where it appears therein, and insert "sixty-five" in lieu thereof.

Mr. Lusk moved to lay said amendment on the table, which prevailed, and said amendment was laid upon the table.

Mr. Lee offered the following amendment to said bill, to wit:

Amend section 26 by inserting after the word "county" and before the words "the jury" the following: "Of more than forty thousand inhabitants according to the last Federal census or any subsequent Federal census."

Was adopted.

Yeas, 25; nays, 0.

Yeas:

Messrs.:	Denson	Hill	Lusk
Bell	Easterly	Holmes	Miller
Bonner	Ellis	Jones	Thach
Brown	Faulk	Judge	Wallace
Bulger	Green	Kline	Weathers
Burns	Hartwell	Lee	Winkler
Cooper	Higgins		

—25.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 23; nays, 2.

Yeas:

Messrs.:	Ellis	Higgins	Lee
Bell	Elrod	Hill	Lusk
Bulger	Faulk	Holmes	Miller
Burns	Green	Jones	Price
Denson	Hall	Judge	Weathers
Easterly	Hartwell	Kline	Winkler

—23.

Nays: Messrs. Key and Pride.—2.

CONSIDERATION OF SPECIAL ORDERS RESUMED.

The bill:

S. 123. To further provide for the procuring for use in the public schools of Alabama, of a uniform series of text books, to provide for their publication, to provide for their distribution, and to provide for their sale to school children at actual cost of manufacturing; to further define the powers and duties of the State text book commission; and to provide for appropriations for the carrying into effect this act, and to provide pains and penalties for the violation of same.

Was taken up.

Mr. Jones offered the following amendment to said bill, to wit:

Amend S. 123 by striking section 11 entirely and inserting the following as section 11:

Sec. 11. The printing plant herein established shall also be authorized to submit bids and make contracts for the supply of stationery and supplies and printing of such pamphlets and books as may be required by the several departments of the State government, including the acts of the Legislature, Supreme and Appellate Court reports, Codes, which said bids and contracts shall be made and handled by and between the printing plant herein established and the several departments in all manner the same as if said printing plant were an individual institution. The said printing plant shall also be authorized to submit bids and contract for the supply of stationery and printing matter, and supplies of like character used by the several institutions fostered and maintained by the State, but the said printing establishment shall in no wise, either directly or indirectly, engage in any contract to do printing for a private firm, corporation or individual.

Which was adopted.

Yeas, 20; nays, 0.

Yeas:

Messrs.:	Denson	Green	Hill
Bulger	Easterly	Hartwell	Holmes
Cooper	Faulk	Higgins	Jones

Key	Lusk	Price	Wallace
Kline	Miller	Pride	Weathers
Lee			—20.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed, and ordered sent forthwith to the House without engrossment.

Yeas, 17; nays, 6.

Yeas:

Messrs.:	Faulk	Judge	Price
Bulger	Green	Key	Pride
Burns	Hartwell	Kline	Thach
Denson	Holmes	Lee	Wallace
Easterly	Jones		—17.

Nays:

Messrs.:	Ellis	Lusk	Winkler
Brown	Hill	Weathers	—6.

The bill:

S. 376. To amend section 3792 of the Code of Alabama of 1907. (Provides that any person not a party to a detinue suit under section 3778 may claim to own the title, legal or equitable, or a lien paramount to the rights of either party to the suit in the property sued for.)

Was taken up.

The following amendment offered by the Committee on Revision of Laws, to wit:

Amend section one of the bill by striking out the words "before a hearing of the detinue suit," and insert in lieu thereof the following words: "Before the final determination of the detinue suit."

Which was adopted.

Yeas, 12; nays, 6.

Yeas:

Messrs.:	Ellis	Judge	Thach
Arrington	Green	Kline	Wallace
Brown	Hartwell	Price	Weathers
Bulger			—12.

Nays:
 Messrs.: Faulk Lusk Pride
 Burns Higgins Miller —6.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 15; nays, 5.

Yeas:
 Messrs.: Easterly Hartwell Price
 Arrington Ellis Key Pride
 Brown Green Kline Thach
 Burns Hall Lee Wallace
—15.

Nays:
 Messrs.: Higgins Miller Weathers
 Faulk Lusk —5.

The bill:

S. 1326. To provide for the payment of the railroad fare and other necessary expenses of the recess joint judiciary committee.

Was read a third time at length and passed.

Yeas, 20; nays, 2.

Yeas:
 Messrs.: Faulk Key Price
 Bell Green Kline Pride
 Bulger Hartwell Lee Thach
 Burns Hill Lusk Wallace
 Easterly Holmes Miller Weathers
 Ellis —20.

Nays: Messrs. Bonner and Winkler.—2.

RECALL AND RECOMMITMENT OF BILL.

On motion of Mr. Hall:

S. 840. To amend section 900 of the Code of Alabama.

Was recalled from the Standing Committee on Privileges and Elections and re-referred to the Standing Committee on Judiciary.

RESOLUTIONS.

Mr. Hartwell offered the following resolution, to wit:

S. R. 148. Be it resolved by the Senate, that S. 444, S. 446, be made special, paramount, and continuing orders immediately after the consideration of S. 790, S. 58, S. 59, and S. 741.

Which was read at length and referred to the Standing Committee on Rules.

Mr. Wallace offered the following resolution, to wit:

S. 149. Resolved by the Senate, that immediately after the consideration of S. 444 and S. 446, the following Senate bills be made paramount and continuing orders, to wit:

S. 659, S. 660, S. 661, S. 662, S. 663, S. 384.

Which was read at length and referred to the Standing Committee on Rules.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bill:

H. 986. To provide for the distribution of the deposit of mutual aid or industrial associations or corporations with the insurance commissioner, where they cease to do business, and re-insure their policyholders at the time they cease to do business, and to make the duly certified statement to that effect sufficient evidence to authorize the insurance commissioner to act.

And sends same herewith to the Senate without engrossment.

W. F. Herbert,
Clerk.

HOUSE MESSAGES.

The House bill in the foregoing House message was read once and referred to appropriate Standing Committee as follows:

H. 986. To the Committee on Banking and Insurance.

BILLS ON THIRD READING.

The Senate resumed the consideration of:

S. 534. To take from justices of the peace and notaries public ex-officio justices of the peace the right, power and authority to finally try any charge or accusation against any person of any crime or violation of the law of Alabama and to define the authority of such officers with reference to such charges.

Passed temporarily on the 16th day of August after the adoption of the amendment offered by the Committee on Judiciary.

Mr. Miller offered the following amendment to said bill, to wit:

Amend S. 534 by inserting in section 1 after the word "anywhere," these words "in a precinct in which there is an incorporated city or town."

And by inserting after the words "justice of the peace," where they appear the second time in section two, these words: "Where within a precinct in which there is an incorporated city or town."

Mr. Bonner moved to indefinitely postpone the bill and amendment.

Mr. Lee moved to lay the motion made by Mr. Bonner on the table, which was lost.

Yeas, 10; nays, 13.

Yeas:

Messrs.:	Hartwell	Lee	Wallace
Bonner	Judge	Pride	Winkler
Faulk	Kline	Thach	—10.

Nays:

Messrs.:	Denson	Hill	Lusk
Arrington	Easterly	Jones	Miller
Bell	Ellis	Key	Weathers
Burns	Higgins		—13.

Division of the question was called for, and the motion to indefinitely postpone the amendment was put to the Senate and lost.

Yeas, 9; nays, 15.

Yeas:			
Messrs.:	Bulger	Lee	Thach
Arrington	Hartwell	Pride	Wallace
Bonner	Kline		—9.

Nays:			
Messrs.:	Easterly	Hill	Lusk
Bell	Ellis	Jones	Miller
Burns	Faulk	Judge	Weathers
Denson	Higgins	Key	Winkler
			—15.

And the motion to indefinitely postpone the bill was lost, and the amendment offered by Mr. Miller was then adopted.

Yeas, 13; nays, 5.

Yeas:			
Messrs.:	Faulk	Key	Miller
Burns	Hartwell	Kline	Weathers
Easterly	Higgins	Lusk	Winkler
Ellis	Judge		—13

Nays:			
Messrs.:	Bonner	Thach	Wallace
Arrington	Denson		—5.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 14; nays, 7.

Yeas:			
Messrs.:	Green	Judge	Miller
Bulger	Hall	Kline	Weathers
Ellis	Hartwell	Lee	Winkler
Faulk	Higgins	Lusk	—14.

Nays:			
Messrs.:	Burns	Key	Thach
Arrington	Denson	Pride	Wallace
			—7.

REPORT FROM COMMITTEE ON ENROLLED BILLS.

Mr. President:

Your Standing Committee on Enrolled Bills beg leave to report that said committee, in session, have compared the following enrolled bills with the engrossed and original bills, respectively, and find same correctly enrolled, to wit:

S. 193. To require clerks of all courts from which an appeal lies to the Supreme or Court of Appeals to make and keep on file an exact copy of the record certified to said Supreme or Court of Appeals for which they shall be allowed as costs of appeal two dollars and fifty cents in said appeal.

S. 202. To amend section 1345 of the Code of Alabama of 1907.

S. 577. To repeal the charter of the municipal corporation of the town of Vinemont, in the county of Cullman.

S. 675. To define dentistry, to provide for the regulation of the practice thereof; to provide for the examination of applicants to practice dentistry in Alabama; to provide for the issuing of license certificates and the registration and display thereof; to provide for reports by probate judges of said registrations; to provide for the revoking or refusing to issue said certificates; to provide a board of dental examiners of Alabama, provide for their election and prescribe their duties, powers, qualifications, terms of office and compensation; to provide for the disposition of fees collected by said board; to provide fees and funds for enforcing said act; to provide for enforcing said act; to allow the board of dental examiners of Alabama to enter into reciprocity agreements with like boards of other states; to provide penalties and punishments for the violation of the provisions of said act; to provide for any unconstitutionality of said act and to repeal all general and local laws in conflict with said act.

C. H. Miller,
Chairman.

SIGNING OF BILLS.

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the Secretary of the Senate, signed the following bills:

S. 193. To require clerks of all courts from which an appeal lies to the Supreme or Court of Appeals to make and keep on file an exact copy of the record certified to said Supreme or Court of Appeals for which they shall be allowed as costs of appeal two dollars and fifty cents in said appeal.

S. 202. To amend section 1345 of the Code of Alabama of 1907.

S. 577. To repeal the charter of the municipal corporation of the town of Vinemont, in the county of Cullman.

S. 675. To define dentistry; to provide for the regulation of the practice thereof; to provide for the examination of applicants to practice dentistry in Alabama; to provide for the issuing of license certificates and the registration and display thereof; to provide for reports by probate judges of said registrations; to provide for the revoking or refusing to issue said certificates; to provide a board of dental examiners of Alabama, provide for their election and prescribe their duties, powers, qualifications, terms of office and compensation; to provide for the disposition of fees collected by said board; to provide fees and funds for enforcing said act; to provide for enforcing said act; to allow the board of dental examiners of Alabama to enter into reciprocity agreements with like boards of other states; to provide penalties and punishment for the violation of the provisions of said act; to provide for any unconstitutionality of said act; and to repeal all general and local laws in conflict with said act.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bills:

H. 863. To establish a board of revenue for Conecuh county to provide for their election and prescribe their powers and duties, to divide the county of Conecuh into five districts, and abolish the court of county commissioners for Conecuh county.

And sends the same to the Senate with notice and proof attached, and herewith exhibited as follows:

NOTICE OF LOCAL LAW.

Notice is hereby given that at the next session of the Legislature of Alabama the following bill in substance will be introduced:

A BILL

To be entitled "An Act to establish a Board of Revenue for Conecuh County, to provide for their election and prescribe their powers and duties; to divide the County of Conecuh into Five Districts, and abolish the Court of County Commissioners for Conecuh County.

Section 1. Be it enacted by the Legislature of Alabama, That there is hereby established a Board, consisting of five members, to be known as and called "The Board of Revenue for Conecuh County."

Sec. 2. That the County of Conecuh is hereby divided into Five Districts: the First District is composed of the territory in said County embraced within the precincts or beats as now existing, designated and known as beats One, Two, Three, Fourteen and Fifteen; the Second District is composed of the territory in said County embraced within the precinct or beat as now existing, designated and known as beat Eleven; the Third District is composed of the territory in said county embraced within the precincts or beats as now existing, designated and known as beats eight, nine and Ten; the Fourth District is composed of the territory in said County embraced within the precincts or beats as now existing, designated and known as beats Six, Seven and Twelve; the Fifth District is composed of the territory in said County embraced within the precincts or beats as now existing, designated and known as beats Four, Five and Thirteen.

Sec. 3. That at the general election to be held in the year 1916 a member of the Board of Revenue shall be elected for each of the said Districts by the qualified electors of the District, whose term of office shall commence on the First Monday after the Second Tuesday in January next succeeding their election, and those elected for the First, Third and Fifth Districts, respectively, shall hold office for Two (2) years and until their successors are elected and qualified, and those elected for the Second and Fourth Districts, respectively, shall hold office for Four (4) years and until their successors are elected and qualified; and each of the said members of the Board shall be a resident of the District from which he is elected and shall reside in the said District during his term of office; and subsequently, and on the expiration of the terms of office of the members of the said Board as above provided, there shall be elected members from each of the said Districts as above provided, who shall hold office for a period of Four years and until their successors are elected and qualified.

Sec. 4. Regular terms of the said Board of Revenue shall be held on the second Mondays in February and August and the first Mondays in April and November of each year and such special and adjourn terms as the said Board of Revenue may deem necessary and proper. Notice of all special terms shall be given by the President of the Board by publication for 15 days in a newspaper published in the County.

Sec. 5. At the first regular meeting of the said Board of Revenue held after their election, the said Board of Revenue shall choose from its members a President.

Sec. 6. Should any vacancy occur upon the said Board of Revenue, such vacancy shall be filled by appointment of the Governor for the unexpired term.

Sec. 7. That the said Board of Revenue shall have the power and authority to direct and control the property of the County as it may deem expedient according to law, to levy general and special taxes for particular County purposes according to the provisions of the laws of the State of Alabama general or special, to examine, settle and allow accounts and claims chargeable against the County, to examine and audit accounts of all offi-

cers having the management, collection or disbursement of money belonging to the County or appropriated for its use or benefit.

Sec. 8. That the said Board shall have all of the jurisdiction and all of the powers which are now or may hereafter be by law vested in the courts of county commissioners of this State, and the several members of the said Board of Revenue of Conecuh County shall respectively perform all the duties and services and render all the powers which are or may be required by law of the ~~members of the Courts of County Commissioners.~~

Sec. 9. That all general laws hereafter enacted by the Legislature of Alabama in relation to the jurisdiction, powers, authorities or duties of County Commissioners in this State shall apply to the said Board of revenue of Conecuh County except so much of the said general laws as may relate to the mode of selection of said Court of County Commissioners, provided that this Act shall not be construed to impair the jurisdiction and authority of said Board.

Sec. 10. That the said Board shall have the power and authority to compromise the outstanding debts of Conecuh County, to examine into and pass upon the regularity of warrants already issued, to classify and register outstanding warrants, and may pledge the credit of the County to raise money to discharge the same as it is now or may hereafter be provided by law.

Sec. 11. That the President of the said Board shall sign the minutes of the proceedings of the said Board and shall sign all warrants drawn upon the County treasurer, all orders for payment or disbursement of the money or funds of the County. It shall be the duty of the said President of the said Board to receive and prepare the business and obtain information for the sessions of the said Board and see to the execution of all orders of the said Board and for such last named services he shall receive a reasonable compensation not exceeding \$3.00 per day nor the amount of \$150.00 per annum.

Sec. 12. That the majority of said Board shall constitute a quorum for the conducting of business and no funds belonging to the County shall be drawn out or paid out except as authorized by the said Board, and a proper

list and registry of all sums drawn or paid out and the nature of the claim and of the person in whose favor, drawn or paid out shall be kept by the President of the board.

Sec. 13. The President of the said Board of Revenue shall issue all notices required to be given by the said Board and by law, shall under the direction of the said Board keep the minutes and records of the proceedings of the said Board in a well bound volume provided for that purpose, which said records shall be kept in the office of the judge of probate of said County and shall be opened at all reasonable hours to the inspection of the citizens of the said County and generally to do and perform all such duties and matters as may be required of him by the said Board. The President of the said Board shall be allowed fifteen cents per one hundred words for recording the proceedings of the said Board. The minutes of the said board shall be recorded in the minute book provided for that purpose within five days from the adjournment of any meeting of the said Board, regular or special.

Sec. 14. Such Board shall be a Court of Record when acting in a judicial capacity.

Sec. 15. It shall be the duty of the Clerk of each Court of the said County and of the Register in Chancery to render to the said Board within ten days after adjournment of each term of said Courts a list under oath of all fines and forfeitures taken and judgments rendered during such term for the use of the said County.

Sec. 16. It shall be the duty of the said Board of Revenue to cause to be published in some newspaper published in Conecuh County, Alabama, quarterly, a statement showing the receipts of all moneys by the County during the preceding quarter, and from what source so received, and a statement of all sums disbursed during the preceding quarter and for what and to whom so disbursed. The said Board of Revenue, failing or refusing to comply with this section of this Act, shall thereupon vacate their offices and, upon certificate under oath being filed with the Governor of the State of Alabama by the Clerk of the Circuit Court, the Sheriff of the said County and Judge of Probate that

this Section of this Act has not been complied with, the Governor shall declare such offices vacant and shall proceed thereupon by appointment to fill such vacancies.

Sec. 17. That the members of the said Board shall each be entitled to \$3.00 for each day of actual services rendered, Five Cents per mile for traveling to and from the sittings of the said Board and for necessary travel within the County for investigating, viewing, letting or receiving public roads or bridges, to be paid by the County Treasurer on warrants signed by the President of the Board.

Sec. 18. That the said Board shall hold its sessions or meetings at the County seat.

Sec. 19. That after the expiration of the terms of office of the now Commissioners of Conecuh County, the Commissioners Court for Conecuh County shall be and the same hereby is, abolished.

Sec. 20. That all laws and parts of laws, general or special, that conflict with the provisions of this Act be, and the same hereby are, repealed.
and June 30th, 1915.

State of Alabama, }
Conecuh County. }

Before me, J. D. Wright, a Notary Public in and for said County and State, personally appeared Geo. W. Salter, Jr., who, being by me first duly and legally sworn, doth depose and say:

I am the Editor of the Evergreen Courant, a newspaper published in Conecuh County, Alabama, and the above and foregoing was published in the Evergreen Courant, a newspaper published in Conecuh County, Alabama, for four consecutive weeks on the following named dates, to-wit: June 9th, June 16th, June 23rd and June 30th.

Geo. W. Salter.

Subscribed and sworn to before me, this the.....
day of July, 1915.

J. D. Wright,
Notary Public.

And sends same herewith to the Senate.

W. F. Herbert,
Clerk.

HOUSE MESSAGES.

The House bill in the foregoing House message was read once and referred to appropriate standing committee as follows:

H. 863. To the Committee on Local Legislation.

HOUSE AND GOVERNOR'S MESSAGE.

The Senate received a message from the House accompanying the message of the Governor suggesting an amendment to H. 380.

Mr. Denson moved that the message lie on the secretary's desk until to-morrow at 10 o'clock A. M.

Mr. Lee moved to table the motion made by Mr. Denson, which was lost.

Yeas, 13; nays, 15.

Yeas:

Messrs.:	Ellis	Judge	Thach
Arrington	Green	Lee	Weathers
Bulger	Higgins	Price	Winkler
Burns	Hollis		

—13.

Nays:

Messrs.:	Denson	Hill	Lusk
Bell	Faulk	Jones	Miller
Bonner	Hall	Key	Pride
Brown	Hartwell	Kline	Wallace

—15.

An the motion made by Mr. Denson then prevailed, and said message will lay on the secretary's desk until 10 o'clock to-morrow morning.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bills:

H. 1457. To provide that subscribers to newspapers, magazines and other printed periodicals shall not be liable to pay beyond the term of their subscription.

H. 1440. To authorize and empower the treasurer of Morgan county to appropriate to the fine and forfeiture fund of said county all fines, penalties or other pecuniary imposition received from convicts sentenced to the county roads, where the same are paid directly or in money by said convicts.

And sends the same to the Senate with notice and proof attached, and herewith exhibited as follows:

NOTICE.

Notice is hereby given that at the next session of the Legislature of Alabama, which is to convene on July 13th, 1915, a bill will be introduced in said Legislature to be enacted into a law substantially as follows:

AN ACT

To authorize and empower the treasurer of Morgan county to appropriate to the fine and forfeiture fund of said county all fines, penalties or other pecuniary impositions derived from convicts sentenced to the county roads, where the same are paid directly or in money by said convicts.

Section 1. Be it enacted by the Legislature of Alabama, that the county treasurer of Morgan county shall receive and appropriate to the fine and forfeiture fund of said county all fines, penalties or other pecuniary impositions derived from convicts sentenced to the county roads, where the said fines, penalties or other pecuniary impositions are paid directly or in money by said convicts.

Sec. 2. Be it further enacted, that all laws and parts of laws in conflict with the provisions of this act be and the same are hereby repealed, and that this act shall go into effect immediately upon its approval by the Governor.

PROOF OF PUBLICATION.

State of Alabama, }
Morgan County. }

Before me, H. E. Hildreth, notary public, who being duly sworn, deposes and says, on oath, that he is the

publisher of the New Decatur Advertiser, a newspaper published in New Decatur, in said county; and further, that the foregoing attached advertisement of notice of a fine and forfeiture bill was given publication in said newspaper for the period of four consecutive weeks, beginning June 10, 1915, and appearing in the issues of June 10th, June 17th, June 24th and July 1st, 1915.

C. J. Hildreth.

Sworn and subscribed to before me, this 10th day of July, 1915.

H. E. Hildreth,
Notary Public.

Also,

H. 1268. To provide for the better building, maintenance and protection of the public roads and bridges of Lee county; to provide funds, regulations and penalties to carry the provisions and purposes of this act into effect; to provide for the appointment of a county engineer and for the examination of applicants for such position.

And sends the same to the Senate with notice and proof attached, and herewith exhibited as follows:

LEGAL NOTICE.

Notice is hereby given that a bill will be introduced in the present session of the Legislature of Alabama, when it reassembles after recess, the substance of which is as follows:

A BILL

To be entitled an act to provide for the better building and maintenance of the public roads, bridges and ferries of Lee county; to provide funds, regulations, and penalties to carry the provisions and purposes of this act into effect, to provide for the appointment of a county engineer and for the examination of applicants for said position.

Section 1 provides that the court of county commissioners of Lee county shall elect a county engineer who shall be the superintendent of roads of said county and shall have charge of the location, construction, and

maintenance of the public roads, bridges and ferries of the county, subject to the general direction of the court of county commissioners; that he shall be provided with a suitably furnished office in the court house, and that he shall be the custodian of the records of the county relating to roads and bridges; that he shall prepare and approve all plans and specifications for roads and bridge work; that he shall devote his entire time to the duties of his office; and that his salary shall be fixed by the court of county commissioners between the limits of \$1,500 and \$3,000 per year; and that he shall make a bond of \$5,000 for the faithful performance of the duties of his office.

Section 2 provides that no person shall be eligible for the office of county engineer unless he is a competent civil engineer and experienced in the construction of roads, and unless he shall pass an examination designed to test his fitness for the position.

Section 3 provides that before any work, except necessary repairs, shall be done on the construction or improvement of any road or bridge, the county engineer shall prepare definite plans, specifications, and an estimate of cost, and shall submit the same for approval to the court of county commissioners, who shall pass upon said plans and give the engineer authority to proceed with the work by contract or by force account as the court may determine; and that, in the event the work is done by contract, the engineer shall advertise for bids and the court shall let the contract to the lowest responsible bidder.

Section 4 provides that the court of county commissioners may enter into a contract for the construction, repair, or maintenance of any public road, bridge, or ferry, or any appurtenance thereto.

Section 5 provides that contractors on road and bridge shall make bond for the faithful performance of their duties under their contracts.

Section 6 provides for rights of action against contractors under their bonds.

Section 7 provides that the court of county commissioners shall have authority to purchase materials, supplies, teams, and other equipment necessary in office or held for properly carrying on construction and main-

tenance of public roads, bridges, and ferries of the county, and provides the methods of procedure to be followed in such purchases; provides that the county engineer, with the approval of the court of county commissioners, shall be authorized to employ such assistant engineers, inspectors, roadmen, foremen, overseers, laborers, artisans and teams, and to rent such equipment as may be necessary for properly carrying on the construction and maintenance of the public roads, bridges, and ferries of the county; and that the county engineer shall employ a sufficient number of persons to systematically drag each of the public dirt roads in the county, and that the court of county commissioners shall fix the compensation for such work.

Section 8 provides that all bills, including estimates allowed contractors and allowances for salaries and expenses shall be made in duplicate; that the county engineer shall certify to the correctness of all bills and file a copy in his office; and provides for the method of procedure in issuing warrants chargeable to the county road and bridge fund.

Section 9 provides that the court of county commissioners may call upon the State highway engineer for advice and receive such advice free of charge; and that the court may employ a special engineer when the interests of the county require.

Section 10 provides that the county engineer shall prepare a road map of the county and shall bring it up to date monthly.

Section 11 Provides that the court of county commissioners shall classify the public roads of the county into four classes, the widths of rights of way to be as follows: First class roads, 50 feet; second class roads, 40 feet; third class roads, 30 feet; and fourth class roads, 20 feet; the grades and character of improvement on each road to be determined by the court of county commissioners, and provides that the classification of any road or part of a road may be changed by resolution of the court at any time.

Section 12 provides that when a new road is to be opened or the location of an existing road is to be changed the court of county commissioners shall order

the county engineer to make preliminary surveys for the proposed road; that the said county engineer shall make the necessary surveys and prepare maps and profiles of the same; and that he shall file the same for public inspection in his office and publish a notice to the effect that said plans are on file in his office, and that he shall give the date on which the court of county commissioners will meet to hear objections that may be offered to said new road or change of location.

Section 13 provides that the court of county commissioners may secure rights of way for roads by donation, purchase or condemnation.

Section 14 provides that the court of county commissioners shall have the right, authority, and power to condemn land for road purposes under the provisions of Chapter 79 of the Code of Alabama of 1907.

Section 15 provides that the convicts of the county may be worked upon the public roads of the county; that they may be worked in quarries, gravel pits, or other plants used for the production of road materials, although said quarries, gravel pits, or other plants may be located outside of the county, or that convicts may be leased to or from another county, or from the State.

Section 16 provides that convicts shall not be worked in squads with other persons required by law to work on the public roads.

Section 17 provides that the court of county commissioners may enter into a joint agreement with the road authorities of one or more adjoining counties under which the convicts of the several counties may be worked on the roads of each of the counties in turn and that the county of Lee may invest jointly with such adjoining counties in equipment necessary for working and caring for such joint gangs.

Section 18 provides that the court of county commissioners shall levy annually a special tax of one-fourth of one per cent. for construction and maintenance of public roads, bridges and buildings.

Section 19 provides that all money received by the county from license taxes on automobiles shall be used for construction and maintenance of the public roads and bridges of the county.

Section 20 provides that all male inhabitants of the county not under twenty-one and not over forty years of age shall be required to work on the public roads for ten days in each year or to pay in lieu of such personal service the sum of three dollars, to be paid to the probate judge not later than April first of each year, and requires the probate judge to furnish the county engineer with a list of persons who pay such per capita tax, and it provides further that any person failing to pay such tax and failing to attend when warned to work on the roads, or to send a substitute, shall forfeit not less than one dollar nor more than three dollars for each day that he so defaults.

Section 21 provides that the following persons shall be exempt from labor on the public roads. All women, all men under twenty-one and over fifty years of age, any person who has lost an arm or leg, and all persons who by nature or disease are rendered incapable of performing hard labor, and who shall procure a certificate of such incapacity from the county board of health.

Section 22 provides that no person shall be required to work on a road more than six miles from his place of residence, or to work more than ten days in any one year.

Section 23 provides that the court of county commissioners shall divide the county into convenient number of road precincts and require the county engineer to appoint one or more overseers for each precinct.

Section 24 provides that said overseers shall take a census of all persons in their precincts who are liable to road duty and to report to the county engineer; shall warn road hands assigned to him to work on the roads when ordered to do so by the engineer; and shall direct them in their work; and that he shall take the statutory oath to faithfully perform his duties.

Section 25 provides that the county engineer shall enter the names of all persons subject to road duty in a suitable ledger with appropriate columns for credits in money or labor.

Section 26 provides that the county engineer shall apportion road hands to the roads nearest their places of residence; that he shall employ a sufficient number

of overseers at a rate of not exceeding two dollars a day; and that he shall go with each overseer over the roads apportioned to him and point out to him the work to be done under his direction; and shall furnish him with a list of road hands apportioned to him.

Section 27 provides that persons hauling logs, lumber, or timber over the roads of the county to sell or for another for hire, shall pay a license tax of \$2.50 per month for each two-horse wagon and \$5.00 per month for each four-horse wagon. It is not intended to require a license for private hauling connected with the ordinary operation of a farm or for hauling ordinary loads of wood or lumber whether for sale or not. A penalty of not more than fifty dollars nor less than ten dollars is provided for violation of the provisions of this section.

Section 28 provides that all male inhabitants between the ages of twenty-one and sixty years shall be subject to duty as overseers.

Section 29 provides that any overseer who fails to perform his duty as such under this act shall be liable to a penalty of not less than ten dollars nor more than fifty dollars.

Section 30 provides that any person, firm or corporation shall furnish an overseer upon application of a list of all male hands in their employ under penalty of a fine of not less than ten dollars nor more than fifty dollars for failure to do so.

Section 31 provides that it shall be the duty of the court of county commissioners to have this act printed for the use of those having duties to perform under it.

Section 32 provides that the court of county commissioners shall adopt suitable rules and regulations not in conflict with this act to govern their employees in carrying on the road work of the county.

Section 33 provides that substantial sign boards shall be erected at all road intersections.

Section 34 provides that all laws or parts of laws not in conflict with this act shall remain in full force and effect; and provides for the repeal of all laws or parts of laws in conflict with this act so far as they relate to Lee county.

19-26-3-10.

State of Alabama, }
 Lee County. }

Before me, G. P. Butler, Judge of Probate of Lee county, Alabama, personally appeared W. C. Wear, who, being duly sworn, says that he is city editor of the Opelika Daily News, which is a newspaper published in Lee county, Alabama; that the attached notice was published in said newspaper once a week, without cost to the State of Alabama, for four consecutive weeks, and that said notice was published on the following dates, to wit: June 19, 1915, June 26, 1915, July 3, 1915, July 10, 1915, and that the notice hereto attached is a true and correct copy of the notice published in said newspaper on the dates named.

W. C. Wear,
 City Editor Opelika Daily News.

Sworn to and subscribed before me, this 12th day of July, 1915.

G. P. Butler,
 Judge of Probate, Lee county, Ala.

Also,

H. 1192. To require the commissioners court of Cullman county to work all the county convicts on the public roads of said county.

And sends the same to the Senate with notice and proof attached, and herewith exhibited as follows:

NOTICE.

Notice is hereby given as required by section 100 of the Constitution of 1901, of the intention of the undersigned to apply to the next session of the Legislature of Alabama for the enactment of the following law:

AN ACT

And to require the commissioners court of Cullman county to work all the county convicts of said county, on the public roads of said county.

Section 1. Be it enacted by the Legislature of Alabama, that after the passage of this act, all the county

convicts of the county of Cullman shall be worked on the public roads of Cullman county.

Sec. 2. That the commissioner court of said county is hereby authorized and required to see that the provisions of this act are carried out and complied with, and said court is hereby authorized and empowered to make all necessary provisions, regulations and appropriations, necessary to carry out the provisions of this act.

R. E. Ryan,
Representative of Cullman County.

The State of Alabama, }
Cullman County. }

Before me, Asa B. Fuller, a register in chancery in and for said county and State, personally appeared Joseph R. Rosson, publisher of The Cullman Democrat, a weekly newspaper published in Cullman county, Alabama, and being duly sworn, says that the notice, of which the attached is a true copy, was published in said newspaper once a week for.....successive weeks and being in the issues of said newspaper of the following dates, viz.: June 3rd, 10th, 17th, 24th.

J. R. Rosson,
Publisher.

Sworn to and subscribed before me, this
(Seal) the 15th day of July, 1915.

Asa B. Fuller,
Register in Chancery.

Also,

H. 1393. To abolish the office of chief supervisor of public roads and bridges of Jefferson county, Alabama; provide for the transfer of the duties of said supervisor to the board of revenue of Jefferson county; for the transfer of all property, books, papers and files of said supervisor to said board of revenue; and to repeal an act entitled "An act to provide for the creation of the office of chief supervisor of public roads and bridges in Jefferson county; to define the powers and duties thereof, manner of appointment, and to improve the system of making and constructing roads and bridges," approved February 9, 1899.

And sends the same to the Senate with notice and proof attached, and herewith exhibited as follows:

NOTICE.

Notice is hereby given that at the adjourned session of the Legislature of Alabama, which reconvenes on July 13, 1915, a bill will be introduced in substance as follows:

A Bill to be Entitled

AN ACT

To abolish the office of chief supervisor of public roads and bridges of Jefferson county, Alabama; provide for the transfer of the duties of said supervisor to the board of revenue of Jefferson county; for the transfer of all property, books, papers and files of said supervisor to said board of revenue; and to repeal an act entitled "An act to provide for the creation of the office of chief supervisor of public roads and bridges in Jefferson county; to define the powers and duties thereof, manner of appointment, and to improve the system of making and constructing roads and bridges," approved February 9, 1899.

Be it enacted by the Legislature of Alabama:

Section 1. That the office of chief supervisor of public roads and bridges of Jefferson county, Alabama, be, and the same is, hereby abolished.

Sec. 2. That immediately after the approval of this act the chief supervisor of public roads and bridges in Jefferson county, Alabama, shall transfer to the board of revenue of said county all of the books, papers, documents, files, and property belonging or pertaining to said office of said supervisor.

Sec. 3. That all of the duties now performed or required to be performed by the chief supervisor of public roads and bridges in Jefferson county, Alabama, and all of the powers of said supervisor, be, and the same are, hereby conferred upon and lodged with the board of revenue of Jefferson county, Alabama.

Sec. 4. This act shall take effect 30 days after its approval.

Sec. 5. That "An act to provide for the creation of the office of chief supervisor of public roads and bridges in Jefferson county, defining the powers and duties thereof, the manner of appointment, and to improve the system of making and constructing said roads and bridges," approved February 9, 1899, be, and the same is, hereby repealed.

Sec. 6. That all laws and parts of laws in conflict with the provisions of this act be, and the same are, hereby repealed.

State of Alabama, }
Jefferson County. }

Personally appeared before me, N. C. Cornett, a Notary Public in and for said county, in said State, J. H. F. Mosley, who, being duly sworn, deposes and says that he is editor and manager of the Labor Advocate, a newspaper published in said county and State, that the notice hereto attached was published in said Labor Advocate, on the following dates: July 9, 16, 23, 30, 1915.

J. H. F. Mosley.

Sworn to and subscribed before me, this 7th day of August, 1915.

N. C. Cornett,
Notary Public.

Also,

H. 1201. To require the board of revenue of Jefferson county to pay over each month out of the general fund of said county to the secretary of the Birmingham Bar Association or to some person to be designated by the judges of the courts of record of Jefferson county the sum of one hundred fifty dollars for the maintenance of a public law library in the city of Birmingham, and to provide for the disposition of such money.

And sends the same to the Senate with notice and proof attached, and herewith exhibited as follows:

NOTICE.

Notice is hereby given that there will be introduced in the Legislature of Alabama, when the same reconvenes after the recess, a bill, the substance of which is

to require the board of revenue of Jefferson county to pay over each month, out of the general fund of said county, to the secretary of the Birmingham Bar Association, or to some other person to be designated by the judges of the courts of record of Jefferson county, the sum of one hundred and fifty (\$150.00) dollars, for the maintenance of a public law library in the city of Birmingham for said county, and to provide for the expenditure and for the disposition of such money.

State of Alabama, }
 Jefferson County. }

Before the undersigned authority in and for said county, in said State, personally appeared Frank Willis Barnett, who first by me being duly sworn, deposes and says that he is and was at all times herein mentioned the publisher of the Alabama Baptist, a weekly newspaper published in the city of Birmingham, Jefferson county, Alabama, and that the foregoing attached notice was inserted, published, and appeared regularly in the said Alabama Baptist once a week for four consecutive weeks prior to this date, without cost to the State of Alabama; that the dates upon which the said notice was so published and appeared in the said newspaper, were the 16th 23rd and 30th days of June, 1915, and the 7th day of July, 1915.

Frank Willis Barnett.

Subscribed and sworn to before me, this 15th day of July, 1915.

(Seal.) Samuel B. Stern,
 Notary Public, Jefferson County, Ala.

Also,

H. 1388. To further regulate the drawing of jurors for the courts of DeKalb county, Alabama.

And sends the same to the Senate with notice and proof attached, and herewith exhibited as follows:

NOTICE OF LOCAL LAW.

Notice is hereby given that the following bill will be introduced into the Legislature of Alabama at its next session beginning in July.

A BILL

To be entitled an act to further regulate the drawing of jurors for the courts of DeKalb county, Alabama.

Section 1. Be it enacted by the Legislature of Alabama, that the office of jury commissioners for DeKalb county be and the same is hereby abolished.

Sec. 2. Be it further enacted, that the duties which are now performed by said commissioners shall on and after the passage of this act be performed by the court of county commissioners, or board of revenue, of said county, and that said commissioners shall meet twice a year, or as often as necessary, at least twenty days before each term of circuit court and shall draw from the list of taxpayers of said county not less than fifteen nor more than twenty one male citizens qualified as jurors, and not otherwise exempt from jury duty, to serve as grand jurors at the next term of circuit court. And shall select in the same manner not less than thirty duly qualified male citizens of said county, who are not otherwise exempt from jury duty, for each week of circuit court who shall serve as petit jurors. And the commissioners shall deposit the list of such jurors with the judge of probate until the first day of circuit court.

Sec. 3. Be it further enacted, that the commissioners shall receive as their compensation three dollars per day while engaged in the performance of such duty.

Sec. 4. Be it further enacted, that all laws or parts of laws in conflict with this act be and the same are hereby repealed.

August 9, 1915.

I, Thomas H. Smith, publisher of the Fort Payne Journal, a weekly newspaper published in the town of Fort Payne, DeKalb county, Alabama, do hereby certify that the proposed law to further regulate the drawing of juries for the courts of DeKalb county, a copy of which is hereto attached, was published in said newspaper for thirty days as required by the Constitution for the publication of proposed local laws.

Thos. H. Smith,
Publisher of the Journal.

Sworn to and subscribed before me, this 9th day of August, 1915.

Jas. A. Croley,
Judge of Probate.

Also,

H. 1396. To amend an act entitled "An act to provide for the construction, repairing, working and maintaining of the public roads and bridges of Madison county, Alabama, and to provide penalties for the violation thereof," approved March 20th, 1911.

And sends the same to the Senate with notice and proof attached, and herewith exhibited as follows:

Notice is hereby given that a bill will be introduced in the Legislature of Alabama when it reconvenes July, 1915, to amend an act entitled an act "To provide for the construction, repairing, working and maintaining of the public roads and bridges of Madison county, Alabama, and to provide penalties for the violation thereof," approved March 20th, 1911, substantially as follows:

Be it enacted by the Legislature of Alabama:

That the caption of said act as amended shall read as follows:

To provide for the construction, repairing, working and maintaining of the public roads, bridges, buildings or property of Madison county, and to provide penalties for the violation thereof, and to provide for the working of convicts on said roads, bridges, buildings, or property.

That section 3 shall be amended so as to read as follows, to wit:

Sec. 3. That the supervisor of public roads shall receive a salary for each year's service of not less than \$2,000.00 nor more than \$2,400.00, to be determined within said limit by the commissioners court and to be paid to him in monthly installments at the end of each month by warrant to be drawn by the judge of probate on the road fund of the county.

That section 4 shall be amended so as to read as follows:

Sec. 4. That said supervisor shall have control and supervision of all the public roads of said county as to

the manner of working, repairing and maintaining the same and to changes of old roads, and establishing of new roads when ordered established by the commissioner's court, and of the execution of any contract that may be made for the working and repairing of roads, or of repairing and building bridges, culverts or causeways, and shall have control and management of all convicts when working under the provisions of section 30 hereof, and shall have the power to appoint or discharge necessary overseers and guards for the proper management and supervision of said convicts, and shall supervise the purchase of food, clothing and other necessities, and shall also have control and management of the county's teams and road building equipment, and of the appointment and discharging of bosses and overseers of said teams and equipment; provided that at all times the said supervisor shall be under the direction and control of the commissioners court of said county.

That sections 5 and 6 be repealed and that the following section be in lieu thereof:

Sec. 5. The road supervisor shall divide the public roads of each precinct into sections of such length as he may determine and shall appoint one or more overseers for each precinct, as may be necessary, for a term of two years for the efficient and proper working of and maintenance of the roads in such precinct and may assign such section or sections to each overseer as may be determined and to each overseer he shall apportion such road hands for each section, as to the amount and character of work to be done on such section as may be necessary and he shall deliver a list of road hands to such overseer and keep a duplicate list for filing in his office and to there be ready for reference.

That wherever the word "enumeration" appears in sections 9 and 10 that the word "overseer" be placed in lieu thereof.

That section 11 be and the same is hereby repealed.

That where the word "enumerator" appears in section 12, that the word "supervisor" be placed in lieu thereof.

That section 19 of said act be and the same is hereby repealed.

That section 20 of said act be and the same is hereby amended so as to read as follows:

Sec. 20. That the overseers of the roads appointed under this act shall receive two dollars per day each, during the term they are actually engaged in working said roads, provided however, that they shall not be exempt from road duty if they are between the ages of twenty-one and forty-five years.

That wherever the word "enumerator" appears in sections 21 and 23, that the same be stricken.

And that the following sections be added to said bill:

Sec. 30. Persons sentenced to hard labor by the courts may be worked upon the public roads, bridges, buildings or property of the county, or the same may be hired out to contractors under contracts made by the contractors and court of county commissioners.

Sec. 31. Any person who has been warned to aid in opening new roads as provided by law, may pay the overseer such sum in lieu of such aid as may be determined by the overseer, provided such payment is made on the day he is warned. Such overseer shall report under oath to the road supervisor the names of those working on the road, the names of those who paid money in lieu of such work and the amount so paid, and an account showing how much money was disbursed.

These amendments shall become effective on October 1, 1916.

July 9, 16, 23, 30. Fridays.

I, R. L. O'Neal, Jr., business manager of the Mercury Publishing Company, of Huntsville, Alabama, publishers of The Mercury-Banner, hereby certify that the attached notice of local law providing for the maintenance and working of the roads and bridges of Madison county, was published in the Mercury-Banner, a daily newspaper in Huntsville, Alabama, for four consecutive weeks from July 8th, 1915, until July 29th, 1915, inclusive. (July 8th, 15th, 22nd, 29th.)

R. L. O'Neal, Jr.

Sworn and subscribed to before me, a Notary Public in and for said county of Madison, State of Alabama, August 2, 1915.

Cora E. Sharp,
Notary Public.

Also,

H. 1394. To abolish the office of county auditor of Jefferson county, Alabama; to provide for the disposition of the books, papers, documents, files and property of said office; to empower the board of revenue to employ an auditor, to fix his salary and to provide for the payment thereof.

And sends the same to the Senate with notice and proof attached, and herewith exhibited as follows:

NOTICE.

Notice is hereby given that at the adjourned session of the Legislature, which reconvenes on July 13, 1915, a bill will be introduced in substance as follows:

A Bill to be Entitled

AN ACT

To abolish the office of county auditor of Jefferson county, Alabama; to provide for the disposition of the books, papers, documents, files, and property of said office; to empower the board of revenue to employ an auditor, to fix his salary and to provide for the payment thereof.

Be it enacted by the Legislature of Alabama:

Section 1. That the office of county auditor of Jefferson county, Alabama, be, and the same is, hereby abolished.

Sec. 2. That the auditor of Jefferson county be, and he is, hereby directed to deliver to the board of revenue of said county all of the books, papers documents, files and property, of whatever nature or description, belonging or in any way pertaining to said office of said county.

Sec. 3. That immediately upon the taking effect of this act, the board of revenue of said county is authorized, and it shall be its duty, to employ a competent auditor, at a salary not exceeding twelve hundred dollars per annum, who shall perform all of the duties now required to be performed, or which may hereafter be required to be performed, by law by said county auditor, and such additional duties as may be imposed

upon him by said board of revenue. Said auditor shall also, when directed by the Governor, examine any of the books of the county officials of the State, and for such services shall receive the same compensation as State examiners receive for similar services, to be paid out of the general fund of the State upon the order of the Governor. The services of said auditor may also be invoked by the grand juries of said county in the performance of the duties of said grand juries. Said auditor, at the request of any grand jury, shall make an investigation into the condition of the office of any public official of said county, or any public institution supported in whole or in part by county funds and report the results of said investigation to said grand jury. The salary of said auditor shall be paid out of the county treasury in the same manner as other salaries of county employees are now paid.

Sec. 4. This act shall take effect and become operative 30 days after its approval by the Governor.

july 9-16-23-30.

State of Alabama, }
Jefferson County. }

Personally appeared before me, N. C. Cornett, a Notary Public in and for said county, in said State, J. H. F. Mosley, who, being duly sworn, deposes and says that he is editor and manager of the Labor Advocate, a newspaper published in said county and State, that the notice hereto attached was published in said Labor Advocate on the following dates, July 9, 16, 23, 30, 1915.

J. H. F. Mosley,

Sworn to and subscribed before me, this 7th day of August, 1915.

N. C. Cornett,
Notary Public.

Also,

H. 1418. To abolish the office of county treasurer of Elmore county, and to provide for the court of county commissioners of Elmore county to contract with one or more banks in the county of Elmore to keep the county funds and to discharge the other duties now provided by

law to be discharged by the county treasurer of Elmore county, and to provide for the payment of interest to the county on monthly balances on county funds in said bank or banks.

And sends the same to the Senate with notice and proof attached, and herewith exhibited as follows:

LEGAL ADVERTISEMENTS.

NOTICE.

Is hereby given that there will be introduced in the Legislature of Alabama, now in session, a local bill, the substance of which will be as follows:

To abolish the office of county treasurer of Elmore county, but not to affect the term of the present incumbent, and to provide for the commissioners court of Elmore county, or its probate judge, to contract with one or more banks to handle the funds of the county after having made good and solvent bond or bonds therefor, and to pay the county interest on the monthly balances in said bank or banks, but said bank or banks are to receive no commission or salary for their services; such banks are required to discharge all the duties now provided by law of county treasurers not inconsistent with the provisions of this bill.

A. C. Rogers,
Representative.

7-22-4t.

State of Alabama, }
Elmore County. }

Before me, Asenath F. Lull, a notary public in and for said county in said State, personally appeared on this day Frances Golson, who is known to me, and who, being by me first duly sworn, says on oath that she is publisher of the Weekly Herald, a newspaper published in the town of Wetumpka, county of Elmore and State of Alabama; that the above and foregoing notice was published in the said Weekly Herald once a week for four consecutive weeks prior to this date, to wit, on July 22, 1915, July 29, 1915, August 5, 1915, and August 12, 1915. That she is publisher of said paper and has knowledge of the facts set forth in this affidavit.

Frances Golson.

Sworn to and subscribed before me, this the 12th day of August, 1915.

Asenath F. Lull,
Notary Public.

Also,

H. 1332. To authorize the court of county commissioners of Crenshaw county, Alabama, to pay the clerk of the circuit court of said county two dollars per day, as a preferred claim, out of the general fund of said county, during term time of said circuit court of said county, for the purpose of paying an assistant to record the minutes of said court and to assist him otherwise in the discharge of his duties as such clerk while said court is in session.

And sends the same to the Senate with notice and proof attached, and herewith exhibited as follows:

NOTICE.

Notice is hereby given that a bill will be introduced in the Legislature of Alabama at the next session, which convenes in the city of Montgomery on the 12th day of January, 1915, in substance as follows: A bill to be entitled "An act to authorize the court of county commissioners or body of similar jurisdiction for the county of Crenshaw, to pay the clerk of the circuit court of said county, a per diem of two dollars, during term time, for the purpose of employing a clerk to record the minutes of circuit court. And for the repeal of all laws or parts of laws in conflict therewith.

28Jan4w

AFFIDAVIT OF PUBLICATION.

I, C. L. Kettler, editor and publisher of the Crenshaw County News, a newspaper published weekly at Luverne, Crenshaw county, Alabama, do solemnly swear that a copy of the above notice, as per clipping attached, was published once a week in the regular and entire issue of said newspaper, and not in any supplement thereof, for four consecutive weeks, commencing with the issue dated January 7th, 1915, and ending with the issue dated January 28th, 1915.

C. L. Kettler.

Subscribed and sworn to before me, this
(Seal.) 28th day of January, 1915.

W. B. Martin,
Circuit Clerk.

Also,

H. 1502. To amend sections one, two and four of an act entitled "An act to require the board of education of Elmore county, Alabama, to publish the minutes of its proceedings, at each regular, special and adjourned term, in some newspaper published in Elmore county; to require the commissioners court and probate judge to designate such newspaper; to provide for furnishing copy to the publisher of such newspaper for publication; and to provide compensation out of the county treasury of said county for furnishing said copy, and publishing same," approved February 9, 1911.

And sends the same to the Senate with notice and proof attached, and herewith exhibited as follows:

Notice is hereby given that a bill will be introduced at the present session of the Legislature of Alabama and enacted into a law for the purpose of amending an act entitled "An act to require the board of education of Elmore county, Alabama, to publish the minutes of its proceedings at each regular, special and adjourned terms, etc." Approved February 9, 1911, with a view of limiting and curtailing the expense of publishing the minutes of said terms and to give further publicity to the acts of said board.

State of Alabama, }
Elmore County. }

Before me, Asenath F. Lull, a notary in and for said county and State, personally appeared on this day Frances Golson, who is known to me, and who being by me first duly sworn, says on oath, that she is the publisher of the weekly Herald, a newspaper published in the town of Wetumpka, county of Elmore, and State of Alabama; that the above and foregoing notice was published in said Weekly Herald once a week for four consecutive weeks prior to this date, to-wit, on July 15th, 1915; July 22, 1915; July 29th, 1915, and August 5,

1915. That she is publisher of said paper, and has knowledge of the facts set forth in this affidavit.

Frances Golson.

Sworn to and subscribed before me this the 12th day of August, 1915.

Asenath F. Lull,
Notary Public.

Also,

H. 1501. To amend sections 1, 2 and 4 of an act entitled "An act to require the commissioners court of Elmore county, Alabama, to publish the minutes of its proceedings at regular, special and adjourned terms in the newspaper printed and published in said county having the largest number of bona fide subscribers; to require said court to designate such newspaper; to provide for the furnishing of copy to the publisher of such newspaper for publication, and to provide compensation out of the treasury of said county for furnishing such copy, and for publishing the same," approved February 9th, 1911.

And sends the same to the Senate with notice and proof attached, and herewith exhibited as follows:

Notice is hereby given that a bill will be introduced at the present session of the Legislature of Alabama and enacted into law for the purpose of amending an act, entitled "An act to require the commissioners' court of Elmore county, Alabama, to publish the minutes of its proceedings at each regular, revenue, special and adjourned terms of said court, etc." Approved February 9th, 1911. With a view of limiting and curtailing the expense of publishing the minutes of said terms and to give further publicity to the acts of said court.

State of Alabama, }
Elmore County. }

Before me, Asenath F. Lull, a notary public in and for said county in said State, personally appeared on this day Frances Golson, who is known to me, and who being by me first duly sworn, says on oath that she is publisher of the Weekly Herald, a newspaper published in the town of Wetumpka, county of Elmore and State

of Alabama; that the above and foregoing notice was published in the said Weekly Herald once a week for four consecutive weeks prior to this date, to-wit on July 15, 1915; July 22, 1915; July 29, 1915, and August 5, 1915. That she is publisher of said paper and has knowledge of the facts set forth in this affidavit.

Frances Golson.

Sworn to and subscribed before me this the 12th day of August, 1915.

Asenath F. Lull,
Notary Public.

Also,

H. 1099. To provide for the payment of witnesses before the grand juries and State witnesses in all criminal cases, and of the sheriff of the county of Crenshaw and clerks of the circuit court and the county court in and for said county, in criminal cases where the State fails to convict, out of the general fund of Crenshaw county.

And sends the same to the Senate with notice and proof attached, and herewith exhibited as follows:

Notice of local bill to be introduced in the Legislature of Alabama to provide for the payment of witnesses, etc., in criminal cases in Crenshaw county and for other purposes.

Notice is hereby given that the following bill will be introduced at the present session of the Legislature of Alabama, which convened at Montgomery, Alabama, on January 12, 1915, namely:

A Bill to be Entitled

AN ACT

To provide for the payment of witnesses before the grand juries and State witnesses in all criminal cases, and of the sheriff of the county of Crenshaw and clerks of the circuit court and the county court in and for said county, in criminal cases where the State fails to convict, out of the general fund of Crenshaw county.

Be it enacted by the Legislature of Alabama:

1. That after the passage of this act, witnesses before the grand juries and State witnesses in all crim-

inal cases, and fees of the sheriff of the county of Crenshaw, the clerks of the circuit court and the county court in and for said county, in criminal cases where the State fails to convict, shall be paid out of the general fund of said county as hereinafter provided. Provided that the witness fees shall be fifty cents per day and two and one-half cents per mile under the provisions of this act.

2. That it shall be the duty of the clerk of the court of county commissioners of said county, on presentation of certificates issued, after the passage of this act, to witnesses before grand juries and State witnesses in all criminal cases, as required by law, to draw his warrant on the county treasurer for the amount of such certificates. And it shall be the duty of the treasurer to pay the same out of the general fund of said county.

3. After the adjournment of the county court and the circuit court of Crenshaw county, the sheriff and clerks of said courts shall file with the court of county commissioners of said county a statement of all cases finally disposed of, where the State failed to convict, showing the items of cost due them, the name of the defendants and the charge against them. Said statement shall be sworn to by the officer making same. If the court finds the account correct they shall order a warrant drawn on the county treasurer for the amount of such account, and it shall be the duty of the treasurer to pay the same out of the general fund of said county.

4. The court of county commissioners shall keep a separate warrant record book, in which shall be entered all warrants drawn on the county treasurer under the provisions of this act.

5. For the purpose of ascertaining the amount of witness fees of the sheriff and clerks justly due by the county, the judge of the circuit court of Crenshaw county, and of the county court in and for said county shall have the power and authority upon motion made in term time to retax the costs in all cases.

6. All amounts paid out by the county under the provisions of this act shall be prior claims against the fine and forfeiture fund of said county.

7. All laws or parts of laws—general, special, or local—in conflict with the provisions of this act be, and the same are, hereby repealed.

Geo. H. Smith,

Representative from Crenshaw County in the
Legislature of 1915.

Luverne, Ala., January 16, 1915.

AFFIDAVIT OF PUBLICATION.

I, C. L. Kettler, editor and publisher of the Crenshaw County News, a newspaper published weekly at Luverne, Crenshaw county, Alabama, do solemnly swear that a copy of the above notice, as per clipping attached, was published once a week in the regular and entire issue of said newspaper, and not in any supplement thereof, for four consecutive weeks, commencing with the issue dated January 28th, 1915, and ending with the issue dated February 18th, 1915.

C. L. Kettler.

Subscribed and sworn to before me, this
(Seal.) 19th day of February, 1915.

J. N. Pollard,
Register in Chancery.

Also,

H. 1100. To regulate the fine and forfeiture fund of Crenshaw county, and provide for the registration and payment of claims against said fund.

And sends the same to the Senate with notice and proof attached, and herewith exhibited as follows:

Notice of local bill to be introduced in the Legislature of Alabama to regulate the fine and forfeiture fund of Crenshaw county.

Notice is hereby given that the following bill will be introduced at the present session of the Legislature of Alabama, convened at Montgomery, Alabama, on January 12th, 1915, namely:

A Bill to be Entitled

AN ACT

To regulate the fine and forfeiture fund of Crenshaw county, and provide for the registration and payment of claims against said fund.

Be it enacted by the Legislature of Alabama:

1. That it shall be the duty of the court of county commissioners of Crenshaw county, within ten days after the passage of this act, to give notice by advertisement in some newspaper published in the town of Luverne, and by posting notice at the court house door of said county for thirty days, notifying all persons holding claims, whether registered or unregistered, against the fine and forfeiture fund of said county, to register the same with the court of county commissioners on or before the first Monday in August, 1915, and if not so registered, said claims shall be forever barred.

2. All fines and forfeitures collected, the hire of county convicts, all moneys received from the State, or collected by the clerks of the circuit and county courts or other officer, on account of witness fees and solicitor's fees shall be paid into and constitute the fine and forfeiture fund of said county.

3. It shall be the duty of the court of county commissioners to record in a well-bound book, all claims presented for registration, showing in each case the name of the owner of such claim, the date and amount of same. Such book shall be a public record and shall be preserved by the court of county commissioners of said county.

4. It shall be the duty of the court of county commissioners of said county on the first Monday in April, and the first Monday in October of each year to ascertain the total amount paid out of the general fund of said county after the passage of this act, on account of witness fees, and officer's fees, and order a warrant drawn on the fine and forfeiture fund for the amount so paid out, and the court shall place same to the credit of the general fund of the county. The surplus remaining in the fine and forfeiture fund shall be applied to the payment of registered claims against said fund.

5. That it shall be the duty of the court of county commissioners of said county on the first Monday in May and November of each year, if there are funds in said fine and forfeiture fund, to advertise for three weeks previously at the court house of said county, noti-

ifying all persons holding registered claims against said fund that bids will be received until and on such Monday until 12 o'clock for the same, and shall state in said advertisement the amount of the fund on hand, as provided by section four of this act, and the amount of registered claims against the fund outstanding and unpaid. The money shall be awarded to the bidders who propose to accept payment in full of claims against said fund at the highest rate of discount, and should there be two or more bidders at the same rate of discount, and the funds be insufficient to pay all of them, the money shall be awarded to such claims in the order of their registration, beginning with the oldest. When the biddings are closed, and the money awarded, the said court shall issue warrants upon said fund to the persons entitled there, upon receipt and surrender of their claims, or a proper voucher if the claim is not paid in full.

6. That after the passage of this act, all fines, forfeitures, hire of convicts' labor, or anything pertaining to said fine and forfeiture fund shall be paid only in lawful currency of the United States and in nothing else, and all moneys which accrue to said fund in said county, and which may be collected by any sheriff, clerk, judge of probate, justice of the peace, notary public, constable, coroner, or other officer, shall be paid to the county treasurer, and any officer who collects any such moneys and wilfully fails for more than thirty days to pay the same to the county treasurer, shall be guilty of a misdemeanor.

7. After all claims registered under the provisions of this act are paid in full, compromised or settled, the fine and forfeiture fund of said county shall be abolished and merged into the general fund.

8. That all laws or parts of laws, general, special, or local, in conflict with the provisions of this act be, and the same are, hereby repealed.

Geo. H. Smith,
Representative from Crenshaw County in the
Legislature of 1915.
Luverne, Ala., January 16, 1915.

AFFIDAVIT OF PUBLICATION.

I, C. L. Kettler, editor and publisher of the Crenshaw County News, a newspaper published weekly at Luverne, Crenshaw county, Alabama, do solemnly swear that a copy of the above notice, as per clipping attached, was published once a week in the regular and entire issue of said newspaper, and not in any supplement thereof, for four consecutive weeks, commencing with the issue dated January 28th, 1915, and ending with the issue dated February 18th, 1915.

C. L. Kettler.

Subscribed and sworn to before me, this
(Seal.) 3rd day of June, 1915.

F. M. T. Tankersley,
Judge of Probate.

Also,

H. 1335. For the relief of Horace Hood and to authorize the commissioners court of Crenshaw county to pay warrant No. 2139 issued at the August term, 1910, of said, for capturing one Will Stevenson, said warrant being registered by county treasurer of said county on August 12, 1910, and bearing number 475.

And sends the same to the Senate with notice and proof attached, and herewith exhibited as follows:

NOTICE.

Notice is hereby given that a bill will be introduced at the coming session of the Legislature in July, 1915, for the relief of Horace Hood, authorizing the commissioners court of Crenshaw county, Alabama, to pay warrant No. 2139, issued at the August term, 1910, of said court for capturing one Will Stevenson, said warrant being registered by the county treasurer of said county on August 12, 1910, and bearing registered number 475.

10June4w

AFFIDAVIT OF PUBLICATION.

I, C. L. Kettler, editor and publisher of the Crenshaw County News, a newspaper published weekly at

Luverne, Crenshaw county, Alabama, do solemnly swear that a copy of the above notice, as per clipping attached, was published once a week in the regular and entire issue of said newspaper, and not in any supplement thereof, for four consecutive weeks, commencing with the issue dated May 20th, 1915, and ending with the issue dated June 18th, 1915.
the issue dated June 10th, 1915.

Subscribed and sworn to before me, this 10th day of June, 1915.

J. W. Reynolds,
Notary Public.

Also,

H. 1490. To amend sections 7, 8, 13, 9, 18 and 22 of an act, entitled an act to provide for the control, working, maintenance, building and improvement of the public roads and bridges of Shelby county, Alabama.

And sends the same to the Senate with notice and proof attached, and herewith exhibited as follows:

NOTICE.

The public will take notice that the following bills will be introduced and asked for passage in the Legislature at the present term, being now held in Montgomery, Alabama.

H. M. Judge.

AN ACT

To amend section 7 of an act approved April 22, 1911, to provide for the control, working, maintenance, building and improvement of the public roads and bridges of Shelby county.

Be it enacted by the Legislature of Alabama that section 7 of an act approved April 22, 1911, to provide for the control, working, maintenance, building and improvement of the public roads and bridges of Shelby county, be and the same is hereby amended so as to read as follows:

Section 7. Any person who is liable to work on the public roads in said county shall be exempt from all road

duty if he shall pay to the tax collector between the first day of January and the fifteenth day of February of each year the sum of five dollars for the benefit of the roads of said county. Any person who fails to pay the said sum of five dollars by the 15th day of February of any year shall be exempt if he pays to the tax collector five dollars and the additional sum of fifty cents as a delinquent fee prior to the time he is warned to work on said public roads of said county. Any person who fails to make such payment to the tax collector before he is warned to work on said public road, may after he is warned exempt himself by paying to the tax collector the sum of five dollars and the additional sum of seventy-five cents.

AN ACT

To amend section 8 of an act approved April 22, 1911, to provide for the control, working, maintenance, building and improvement of the public roads and bridges of Shelby county.

Be it enacted by the Legislature of Alabama that section 8 of an act approved April 22, 1911, to provide for the control, working, maintenance, building and improvement of the public roads and bridges of Shelby county, be and the same is hereby amended so as to read as follows:

Section 8. The tax collector of Shelby county is hereby designated as the person to collect the road fund provided for in this act. The said tax collector shall have printed at the expense of the county receipt books with stubs or duplicate of such receipts which shall be at all times open to the inspection of the public. The tax collector shall keep said road fund paid in lieu of said work, and any other road funds which shall be appropriated out of any general or special fund collected for said county separate from all other funds, and said funds shall be paid out on warrants drawn by the commissioners' court or board of revenue of said county. Provided further, that the funds paid in lieu of work shall go to the road, and the section of the road on which the party belonged to work had he not paid said county instead of said work.

AN ACT

To repeal section 13 of an act approved April 22, 1911, to provide for the control, working, maintenance, building and improvement of the public roads and bridges in Shelby county.

Be it enacted by the Legislature of Alabama that section 13 of an act of the Legislature of Alabama approved April 22, 1911, to provide for the control, working, maintenance, building and improvement of the public roads and bridges in Shelby county be and the same is hereby repealed.

AN ACT

To amend sections 9, 18 and 22 of an act approved April 22, 1911, to provide for the control, working and maintenance, building and improvement of the public roads and bridges of Shelby county.

Section 1. Be it enacted by the Legislature of Alabama that section 9 of an act approved April 22, 1911, to provide for the control, working and maintenance, building and improvement of the public roads and bridges of Shelby county, be and the same is hereby amended so as to read as follows:

Section 9. The board of county commissioners or the board of revenue of said county shall have the right and power to expend said funds in keeping up and maintaining the dirt roads and bridges of said county and in opening up new roads therein; and the said commissioners' court or board of revenue shall have the power to work and maintain said roads and bridges of said county by letting out same or any part thereof by contract to the lowest responsible bidder, or may employ as many overseers as they may deem necessary, and may in their discretion employ overseers who are not subject to road duty, and pay them for their services an amount not to exceed \$2.00 per day for their said services rendered on said roads, and may employ other labor to work on said roads at their discretion.

Section 2. Be it further enacted by the Legislature of Alabama, that section 18 of an act approved April 22, 1911, to provide for the control, working and main-

tenance, building and improvement of the public roads and bridges of Shelby county, Alabama, be and the same is hereby amended so as to read as follows:

Section 18. All persons who have not exempted themselves from road duty by paying the \$5.00 road fund and the delinquent fee if chargeable therewith, shall have two days warning before they are liable to be returned for not working the public road, the person giving the warning must give two days' notice in writing or by personal notice, if served by written notice it may be left at the residence of the person subject to road duty, and such person shall be warned at such time and place as may be appointed in the notice and with such tools as may be directed in the notice.

Section 3. Be it further enacted by the Legislature of Alabama, that section 22 of an act approved April 22, 1911, to provide for the control, working and maintenance, building and improvement of the public roads and bridges of Shelby county, Alabama, be and the same is hereby amended so as to read as follows:

Section 22. In the working or maintenance of the public roads or bridges, either by contract or otherwise the commissioners' court or board of revenue shall not be restricted in the expenditure of road funds to precincts or road districts, but may expend the money on the roads as they may deem best, provided that all funds obtained by parties who are subject to road duty paying money in lieu of said work, shall be used on the roads to which said parties paying said money, would be bound to work had they not paid said money.

The State of Alabama, }
Shelby County. }

Before me, the undersigned authority, in and for said county, in said State, personally appeared J. W. Brooks, who is known to me, and who being by me first duly sworn, deposes and says, that he was during the months of July and August, 1915, editor, proprietor and publisher of The Shelby County Sun, a weekly newspaper published in the town of Columbiana, State and county aforesaid; that a true and correct copy of the notice hereto attached was published in said paper once a week for four successive weeks, the said notice appear-

ing in the July 22nd, 1915, July 29th, 1915, August 5th, 1915, and August 12th, 1915, issues of said paper.

J. W. Brooks.

Sworn to and subscribed before me, this 18th day of August, 1915.

F. G. Koenig,
Notary Public.

Also,

H. 1336. To establish the grades and widths of the public roads, bridges and causeways in the county of Cullman.

And sends the same to the Senate with notice and proof attached, and herewith exhibited as follows:

NOTICE.

Notice is hereby given, as required by section 106 of the Constitution of 1901, of the intention of the undersigned to apply to the next session of the Legislature of Alabama for the enactment of the following law:

AN ACT

To establish the grades and widths of the public roads, bridges and causeways in the county of Cullman.

Section 1. Be it enacted by the Legislature of Alabama that the public roads in the county of Cullman shall be of three grades.

The first grade shall be from 50 to 100 feet in width, and the bridges and causeways from 16 to 30 feet in width, at the discretion of the commissioners court or board of revenue.

The second grade shall be from 25 to 40 feet in width and the bridges and causeways from 12 to 18 feet in width, at the discretion of the commissioners court or board of revenue.

The third grade shall be from 15 to 25 feet in width and the bridges and causeways from 10 to 12 feet in width, at the discretion of the commissioners court or board of revenue.

Sec. 2. All grades to be cleared of trees or other obstructions; trunks of all trees, stumps and roots to be cut out; lanes through plantations to be of the same width as that of the road. The court of county commissioners or board of revenue may change or modify the grade, width, or location of any public road, bridge or ferry when it deems necessary, provided such change or modification is done in accordance with the law of the land.

Sec. 3. This act shall take effect immediately after its approval by the Governor.

Sec. 4. All laws and parts of laws, general, local and special, in conflict herewith be and the same hereby are repealed.

7-1-4t

R. E. Ryan,
Representative.

The State of Alabama, }
Cullman County. }

Before me, L. N. Buell, a Notary Public in and for said county and State, personally appeared Joseph R. Rosson, publisher of The Cullman Democrat, a weekly newspaper published in Cullman, Cullman county, Alabama, and being duly sworn, says that the notice of which the attached is a true copy, was published in said newspaper once a week for four successive weeks and being in the issues of said newspaper of the following dates, viz.: 1, 8, 15, 22. -

J. R. Rosson,
Publisher.

Sworn to and subscribed before me, this
(Seal.) the 2nd day of August, 1915.

L. N. Buell,
Notary Public.

W. F. Herbert,
Clerk.

HOUSE MESSAGES.

The House bills in the foregoing House message were severally read once and referred to appropriate standing committees as follows:

H. 1457, 1388, 1099, 1100, 1335. To the Committee on Judiciary.

H. 1440, 1394, 1418, 1332, 1501, 1490. To the Committee on Local Legislation.

H. 1268, 1192, 1393, 1396, 1336. To the Committee on Public Roads and Highways.

H. 1201. To the Committee on Municipalities and Municipal Organizations.

H. 1502. To the Committee on Education.

RECESS.

At the hour of 6:00 P. M., on motion of Mr. Winkler, the Senate took a recess until 8:30 o'clock to-night, when only local bills will be considered.

NIGHT SESSION—THIRTY-SEVENTH DAY.

Thursday, August 26, 1915.

The Senate re-assembled at 8:30 o'clock P. M.

ROLL CALL.

On a call of the roll 18 Senators answered to their names, a quorum of the Senate.

RESOLUTION.

Mr. Hartwell offered the following resolution, to wit:
S. R. 150. Resolved, that H. 142 be made a special order on the next legislative day.

Which was read at length and referred to the Standing Committee on Rules.

BILLS ON THIRD READING.

The bill:
and powers of said court and the judge thereof.

H. 1015. To establish in precinct one in Morgan county, Alabama, an inferior court in lieu of all justices of the peace and notaries public with the powers of

a justice of a peace in said precinct, to be known as the inferior court of Decatur, to define the jurisdiction and powers of said court and the judge thereof.

Was read a third time at length and passed.

Yeas, 19; nays, 0.

Yeas:

Messrs.:	Hall	Key	McCain
Bell	Hartwell	Kline	Price
Cooper	Higgins	Lee	Pride
Easterly	Hill	Lusk	Wallace
Green	Hollis	Miller	Winkler

—19.

Nays, 0.

The bill:

S. 786. To relieve J. R. Allen from liability for and on account of receiving money from the funds of Shelby county, on the following warrant, which was issued by the board of revenue of said county for his services as ex-officio fees as sheriff of Shelby county, Alabama, on January 9th, 1912, to wit: Warrant No. 374, for \$300.00.

Was read a third time at length and passed.

Yeas, 19; nays, 0.

Yeas:

Messrs.:	Green	Judge	Miller
Bell	Hall	Key	McCain
Cooper	Hartwell	Kline	Pride
Easterly	Higgins	Lee	Thach
Faulk	Hollis	Lusk	Winkler

—19.

Nays, 0.

The bill:

S. 796. To create a court to be known and called the inferior criminal court of Madison county; to provide that the judge of the inferior court of Huntsville shall be ex-officio the judge of said court, and the clerk of the circuit court of Madison county, the ex-officio clerk of said court; that the solicitor of said county, if there be one, or the circuit solicitor or his deputy, shall represent the State in said court; that causes be appealed

from said court to the Supreme or Appellate Court. Providing that the compensation of judge, clerk and solicitor for the performance of their duties under this act and to regulate the practice and procedure in and jurisdiction of said court, providing that all indictments for misdemeanors found in the circuit, except for violations of liquor laws, shall be transferred to this court.

Was read a third time at length and passed.

Yeas, 21; nays, 0.

Yeas:

Messrs.:	Hall	Kline	Price
Bell	Hartwell	Lee	Pride
Cooper	Higgins	Lusk	Thach
Easterly	Hollis	Miller	Wallace
Faulk	Judge	McCain	Winkler
Green	Key		—21.

Nays, 0.

The bill:

H. 207. To alter and change the boundaries of the city of Birmingham, so as to exclude and eliminate all that territory embraced within the southwest quarter of section nineteen, and the northwest quarter and the north half of the southwest quarter of section thirty, all in township seventeen, range three, west of the Huntsville meridian.

Was read a third time at length and passed.

Yeas, 22; nays, 0.

Yeas:

Messrs.:	Faulk	Holmes	Miller
Bell	Green	Judge	McCain
Burns	Hall	Key	Pride
Cooper	Hartwell	Kline	Thach
Denson	Higgins	Lee	Winkler
Easterly	Hollis	Lusk	—22.

Nays, 0.

The bill:

H. 1154. To provide for one jury box in St. Clair county, and to provide for the drawing and empaneling of all juries and jurors for the northern and southern judicial divisions of said county, to be drawn from such jury box; and for the care and custody of said jury box.

Was read a third time at length and passed.

Yeas, 21; nays, 0.

Yeas:

Messrs.:	Green	Judge	Miller
Bell	Hall	Key	McCain
Burns	Hartwell	Kline	Pride
Cooper	Higgins	Lee	Weathers
Easterly	Hollis	Lusk	Winkler
Faulk	Holmes		—21.

Nays, 0.

The bill:

H. 1353. To abolish the office of treasurer of Clay county, Alabama, and providing for some bank in said county to act as treasurer of said county.

Was read a third time at length and passed.

Yeas, 22; nays, 0.

Yeas:

Messrs.:	Faulk	Holmes	Miller
Bell	Green	Judge	McCain
Burns	Hall	Key	Pride
Cooper	Hartwell	Kline	Thach
Denson	Higgins	Lee	Winkler
Easterly	Hollis	Lusk	—22.

Nays, 0.

The bill:

H. 1017. To create and establish the Uniontown Road District in Perry county, Alabama; to provide for the improvement, maintenance, establishment, control, erection, building and supervision of the roads and

bridges therein; to establish and create a board of supervisors therein and therefor, and to fix and define the powers, duties and authority of said board.

Was read a third time at length and passed.

Yeas, 21; nays, 0.

Yeas:

Messrs.:	Green	Key	McCain
Bell	Hall	Kline	Pride
Burns	Hartwell	Lee	Thach
Denson	Higgins	Lusk	Wallace
Easterly	Holmes	Miller	Winkler
Faulk	Judge		

—21.

Nays, 0.

The bill:

H. 1153. To authorize and empower the clerk of the circuit court of St. Clair county to employ an assistant clerk during terms of the circuit court of said county, both at Ashville and Pell City and to provide for and fix the compensation of such assistant clerk.

Was read a third time at length and passed.

Yeas, 23; nays, 0.

Yeas:

Messrs.:	Green	Judge	McCain
Bell	Hall	Key	Price
Cooper	Hartwell	Kline	Pride
Denson	Higgins	Lee	Thach
Easterly	Hollis	Lusk	Wallace
Ellis	Holmes	Miller	Winkler

—23.

Nays, 0.

The bill:

S. 659. For the relief of George S. Livingston, former judge of probate of Autauga county, Alabama, and the sureties on his official bond.

Was read a third time at length and passed.

Yeas, 22; nays, 0.

Yeas:

Messrs.:	Green	Judge	McCain
Bell	Hall	Key	Price
Cooper	Hartwell	Kline	Pride
Denson	Higgins	Lee	Thach
Easterly	Hollis	Lusk	Winkler
Faulk	Holmes	Miller	—22.

Nays, 0.

The bill:

S. 660. For the relief of B. W. Gresham, former treasurer of Autauga county, Alabama, and the sureties on his official bond.

Was read a third time at length and passed.

Yeas, 22; nays, 0.

Yeas:

Messrs.:	Green	Judge	McCain
Bell	Hall	Key	Pride
Cooper	Hartwell	Kline	Thach
Denson	Higgins	Lee	Wallace
Easterly	Hollis	Lewis	Winkler
Faulk	Holmes	Miller	—22.

Nays, 0.

The bill:

S. 661. For the relief of Geo. C. Spigener, former treasurer of Autauga county, Alabama, and the sureties on his official bond.

Was read a third time at length and passed.

Yeas, 22; nays, 0.

Yeas:

Messrs.:	Green	Judge	McCain
Bell	Hall	Key	Pride
Cooper	Hartwell	Kline	Thach
Denson	Higgins	Lee	Wallace
Easterly	Hollis	Lusk	Winkler
Faulk	Jones	Miller	—22.

Nays, 0.

The bill:

S. 662. For the relief of Joe A. Chambliss, former sheriff of Autauga county, State of Alabama, and the sureties on his official bond.

Was read a third time at length and passed.

Yeas, 21; nays, 0.

Yeas:

Messrs.:	Green	Judge	McCain
Bell	Hall	Kline	Pride
Burns	Hartwell	Lee	Thach
Cooper	Higgins	Lusk	Wallace
Denson	Hollis	Miller	Winkler
Easterly	Holmes		—21.

Nays, 0.

The bill:

S. 663. For the relief of Thomas W. Smith, former clerk of the circuit court of Autauga county, Alabama, and the sureties on his official bond.

Was read a third time at length and passed.

Yeas, 22; nays, 0.

Yeas:

Messrs.:	Green	Judge	McCain
Bell	Hall	Key	Pride
Burns	Hartwell	Kline	Thach
Cooper	Higgins	Lee	Wallace
Denson	Hollis	Lusk	Winkler
Easterly	Holmes	Miller	—22.

Nays, 0.

The bill:

H. 1290. To abolish the corporation of the town of Coal City, St. Clair county, Alabama.

Was read a third time at length and passed.

Yeas, 23; nays, 0.

Yeas :

Messrs. :	Faulk	Holmes	Miller
Bell	Green	Judge	McCain
Burns	Hall	Key	Pride
Cooper	Hartwell	Kline	Thach
Denson	Higgins	Lee	Wallace
Easterly	Hollis	Lusk	Winkler

—23.

Nays, 0.

The bill :

H. 1291. To repeal an act entitled "An act to incorporate the town of Sedden in St. Clair county, and to establish a charter for the government thereof," approved February 18th, 1891.

Was read a third time at length and passed.

Yeas, 23; nays, 0.

Yeas :

Messrs. :	Faulk	Holmes	Miller
Bell	Green	Judge	McCain
Burns	Hall	Key	Pride
Cooper	Hartwell	Kline	Thach
Denson	Higgins	Lee	Wallace
Easterly	Hollis	Lusk	Winkler

—23.

Nays, 0.

The bill :

H. 1128. To authorize and direct the court of county commissioners of Marengo county, to pay for advertising the notice and substance of local bills introduced in the Legislature for said county, out of any money in the treasury not otherwise appropriated, when the bill applies to the entire county, or any political subdivision of the said county, and when said bill has been ordered published by the senator or any representative of the county of Marengo, and this act shall be held to apply only to and include notices and substances of bills advertised for the July session of the Alabama Legislature, in year 1915.

Was taken up.

Mr. Miller offered the following amendment to said bill, to wit:

Amend said bill by striking from its caption the words "and direct," in line one of said caption. Also by striking from line two of section one of said bill as engrossed, the words "and directed." Also by substituting the word "may" for the word "shall," where same appears in line five of section one of said bill as engrossed.

Which was adopted.

Yeas, 22; nays, 0.

Yeas:

Messrs.:	Hall	Judge	McCain
Burns	Hartwell	Key	Pride
Denson	Higgins	Kline	Thach
Easterly	Hill	Lee	Wallace
Ellis	Hollis	Lusk	Winkler
Green	Holmes	Miller	—22.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 22; nays, 0.

Yeas:

Messrs.:	Hall	Judge	McCain
Burns	Hartwell	Key	Pride
Denson	Higgins	Kline	Thach
Easterly	Hill	Lee	Wallace
Ellis	Hollis	Lusk	Winkler
Green	Holmes	Miller	—22.

Nays, 0.

The bill:

H. 1014. To establish in precinct 19 in Morgan county, Alabama, an inferior court in lieu of all justices of the peace and notaries public with the powers of a justice of the peace in the said precinct, to be known as the inferior court of New Decatur, to define the jurisdiction and powers of said court and the judge thereof.

Was read a third time at length and passed.

Yeas, 22; nays, 0.

Yeas:

Messrs.:	Hall	Judge	McCain
Burns	Hartwell	Key	Pride
Denson	Higgins	Kline	Thach
Easterly	Hill	Lee	Wallace
Ellis	Hollis	Lusk	Winkler
Green	Holmes	Miller	—22.

Nays, 0.

The bill:

H. 1101. To abolish the office of county treasurer of Crenshaw county, Alabama, and to require the tax collector and other officers of Crenshaw county, Alabama, to deposit to the credit of said county the funds belonging to the county into one or more of the banks of Crenshaw county, Alabama, as the court of county commissioners or board of revenue of Crenshaw county may by order direct, and subject to the orders of the court of county commissioners or board of revenue.

Was read a third time at length and passed.

Yeas, 22; nays, 0.

Yeas:

Messrs.:	Hall	Judge	McCain
Burns	Hartwell	Key	Pride
Denson	Higgins	Kline	Thach
Easterly	Hill	Lee	Wallace
Ellis	Hollis	Lusk	Winkler
Green	Holmes	Miller	—22.

Nays, 0.

The bill:

H. 856. To give the recorder or mayor of the town of West Blocton, Bibb county, Alabama, exclusive jurisdiction in all misdemeanors committed within said town or within the police jurisdiction thereof, and to abolish the jurisdiction of the justices of the peace in such territory.

Was taken up.

Mr. Cooper the following amendment to said bill:

Amend section 1 of H. 856 so that the same shall read as follows:

Section 1. That the recorder or mayor of the town of West Blocton, Bibb county, Alabama, shall have original and concurrent jurisdiction with the county court of all misdemeanors committed within said town or within the police jurisdiction thereof, except violations of the ~~prohibited~~ laws, and laws in relation to selling, making, storing, ordering or transporting spirituous, vinous or malt liquors, and said misdemeanors shall be tried by the recorder or mayor of said town, but no fine or judgment of acquittal or conviction rendered by said recorder or mayor shall be a bar to a prosecution by the State in any case where the facts or offense charged constitute a felony under the laws of the State of Alabama.

When a person has been tried and convicted of any offense which is a misdemeanor under the State laws, he shall be punished as provided by the State law for such offense.

Which was adopted.

Yeas, 22; nays, 0.

Yeas:

Messrs.:	Faulk	Holmes	Lusk
Bell	Green	Jones	Miller
Burns	Hall	Judge	Thach
Cooper	Hartwell	Key	Wallace
Denson	Higgins	Kline	Winkler
Easterly	Hollis	Lee	—22.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 21; nays, 0.

Yeas:

Messrs.:	Denson	Faulk	Hall
Burns	Easterly	Green	Hartwell

Higgins	Key	Miller	Thach
Hollis	Kline	McCain	Wallace
Holmes	Lee	Pride	Winkler
Judge	Lusk		—21.

Nays, 0.

The bill:

H. 525. To amend an act entitled "An Act to create and establish the juvenile court of Jefferson County, Alabama; to create and define its jurisdiction; and conferring power on said court to adjudicate on all cases of children under sixteen years of age, who are delinquent, indigent, neglected, or otherwise subject to discipline, or in need of the care and protection of the State, and regulating the procedure in such cases, including the establishment and maintenance of a detention home and probation system, and the appointment of guardians for such children, and providing for the welfare of indigent children as objects of charity, for the public good; to provide for the officers of said court, and define their powers and duties and provide for their compensation." Approved April 22, 1911.

Was taken up.

Mr. Judge offered the following amendment by way of substitute to said bill, to wit:

To amend section one so that said section shall read as follows:

Section 1. That there be and is hereby created and established in and for the county of Jefferson, State of Alabama, a juvenile court, which court shall have and exercise the jurisdiction, functions, and powers which are hereby, or which may hereafter be, conferred by law on said court. Said court shall have the power to devise a seal; and the judge and clerk of said court shall have power and authority to administer oaths and affidavits.

To amend section four so that said section shall read as follows:

Sec. 4. There shall be appointed by the Governor of Alabama a judge of said court, whose term of office shall be for six years from the date of said appoint-

ment and until his successor is appointed and qualified, said successor in each case being appointed by the Governor of Alabama. The said judge shall have been a citizen of the United States and Jefferson county, Alabama, for at least three (3) years preceding his appointment, shall be learned in the law, and shall not be less than thirty (30) years of age; and during the term for which he is appointed shall not engage in any other gainful occupation, or calling, but shall devote all of his time to the duties of his said office. He shall be a man of high moral character, of clean life, and shall be selected for his special fitness, by training, education, and experience, to deal with delinquent and neglected children generally such as are described in this act. The salary of said judge shall be twenty-five hundred (\$2,500.00) dollars per year, payable monthly out of the general funds of Jefferson county, Alabama.

To amend section eight so that said section shall read as follows:

Sec. 8. Service of such summons within the county of Jefferson shall be made personally by delivering to and leaving with the person summoned a true copy thereof. When the person named in the summons, other than the child, is present in court, or is a non-resident of the county, or cannot be found, or when said child is in court by reason of the violation of any law of the State, or of any municipality, service of a summons upon such other person named in the summons shall not be necessary to give the court jurisdiction; but if such other person be not present in court, and if for any of the reasons set out above has not been served with a summons, the court must appoint a probation officer, or some other person, to act as guardian ad litem to represent the interest of such child, and such guardian ad litem shall be present at the hearing of said case to represent said child. It shall be sufficient to confer jurisdiction after its service is affected, at any time before the time fixed in the summons for the return thereof, but the court shall not proceed with the hearing earlier than the next day after the date of service, if objection be made by the parties served, or a guardian ad litem appointed to represent interest of

such child. Proof of service may be made by the affidavit of the person who delivers a copy of said summons to the person summoned, if the summons be not served by an officer, but if served by a State, county, or municipal officer, his return shall be sufficient without oath other than his official oath already taken. The summons shall be considered a mandate of the court, and wilful failure to obey its requirements shall subject any person guilty thereof to liability for punishment as for a contempt as hereinafter provided. The court may, in its discretion, call upon the solicitor of said county or of the judicial district, to assist the court in any proceeding under this act, and said solicitor shall represent the county in all cases appealed from the juvenile court to other courts; and the sheriff of said county shall serve all papers directed by the court, or judge thereof, to be served by him, but all papers, summons and process issued from said court in such proceedings may be served by any person selected by the court, or the judge thereof for that purpose. When the sheriff serves the papers directed to him under the terms of this act, a suitable allowance shall be made to him by the board of revenue of said county for his actual disbursements in effecting such service.

To amend section ten so that said section shall read as follows:

Sec. 10. Nothing in this act shall be construed as forbidding the arrest, with or without warrant, of any child as is now or may hereafter be provided by law, or as forbidding the issuance of warrants by a magistrate as provided by law. Whenever a male child under sixteen (16) years of age or a female child under eighteen (18) years of age, and who otherwise comes under the provisions of this act, is brought before any other magistrate or court in said county, such magistrate or court shall, if such child be under sixteen (16) years of age, forthwith transfer the case to the juvenile court of Jefferson county, by an order directing that said child be taken to the shelter hereinafter mentioned; and if such child be a female over sixteen (16) years of age and under eighteen (18) years of age, such magistrate or court may, in his or its discretion, if it be

for the public good, and for the interest of such female child, transfer said child to the juvenile court of Jefferson county as provided in this section. When such female child over sixteen (16) years of age and under eighteen (18) years of age is not so transferred by said magistrate or court, said magistrate or court before whom such child has been brought shall have full power and authority and shall proceed with the trial of such female child as in the case of adults. Said magistrate or court may, however, by order, admit such transferred child to bail, or release such child into the custody of some suitable and proper person to appear before said court at a time designated in said order. All information, depositions, warrants and other processes in the hands of such magistrate or court shall be by him forthwith transmitted to the said juvenile court of Jefferson county, and shall become part of its records. The juvenile court of Jefferson county shall thereupon proceed to hear and dispose of said case in the same manner as if the proceedings had been instituted in said court upon petition as provided for herein. In all cases the nature of the proceedings shall be explained to the child, and if the parents appear, to the parents also, and to the custodian or guardian of such child, and if, after the arrest of such child with or without a warrant, and before the appearance of such child before the juvenile court of Jefferson county, if said child be not paroled or otherwise released it shall be detained in the shelter where it shall be received, cared for and provided for according to and subject to the order and direction of said court.

To amend section eleven so that said section shall read as follows:

Sec. 11. An appeal may be taken by any party aggrieved from any final order or judgment of said court, to any court of Jefferson county, Alabama, having equity jurisdiction within ten days after the entering of said order or judgment in said cause, but an appeal bond may, in the discretion of the court, be required, which said bond shall be payable to Jefferson county, Alabama, and conditioned for the child's appearance to answer such judgment as may be rendered on ap-

peal, as well as to secure all the costs that may be accrued on such appeal; and if such appeal be taken by a guardian ad litem appointed for the child by said court, this court may, in its discretion, grant an order allowing said guardian ad litem the actual expense incurred on said appeal, and the amount so allowed shall be a valid charge against Jefferson county when approved by the judge of said court. An appeal with or without the bond required in this act shall not suspend the judgment appealed from, nor shall it discharge the child from the custody of the court or the officer of the court, or the person into whose care the court may place the child, if the judge of said court shall enter an order that to suspend said judgment would endanger the welfare of said child. All appeals under this act shall take precedence over all other business of the court to which appeal is had. Upon said appeal, said equity court shall try said case de novo, and shall proceed under and in pursuance of the terms of this act to render such judgment as the said juvenile court should have rendered, for the welfare of such child. Upon the rendition of said judgment, said equity court shall cause to be filed with said juvenile court a copy of its said judgment, which shall thereupon become the judgment of said juvenile court. In the event said equity court does not dismiss said petition, and does not discharge said child, said equity court shall remand said child to the jurisdiction of said juvenile court for its supervision and care, under the terms of said order; and thereafter said child shall be and remain under the jurisdiction of said juvenile court in the same manner as if said juvenile court had rendered said judgment in the first instance.

To amend section twelve so that said section shall read as follows:

Sec. 12. The judge of the juvenile court of Jefferson county may arrange with any incorporated or unincorporated society or association that maintains a shelter or suitable place of detention for children in said county for the use of such place as a shelter or temporary detention home for children coming within the provisions of this act, and may make and enter an order

which shall be effectual for that purpose, and a reasonable appropriation shall be made by the board of revenue of Jefferson county out of the proper fund of said county towards the expense incurred by said society or association for the care of said child (or children). If, however, the judge of said court shall certify that a suitable arrangement for such use cannot be made or obtained, the board of revenue of said county shall immediately establish, equip, and maintain, on any property which said Jefferson county now owns or which said board of revenue may see fit to acquire by lease or purchase, a home for the temporary detention of such children, separated entirely from any place of confinement of adults, or criminals convicted or held by order of any other court, to be called the "County Shelter," which shall be conducted as an agency of the juvenile court of Jefferson county for the purpose of this act, and shall be as far as possible furnished and carried on as a family home, and shall be as far as possible furnished and carried on as a family home, and shall be in charge of a superintendent and matron, one or both as becomes necessary, who must reside therein.

The judge of the juvenile court of Jefferson county shall have authority to appoint said superintendent and matron, either or both, and other employees of said County Shelter in the same manner in which the probation officers are appointed under this act.

The said judge may appoint as such superintendent a probation officer, with or without additional salary. The necessary expenses incurred in maintaining said County Shelter, including the necessary salary of the superintendent and matron of the detention home, shall become a charge against the proper fund of Jefferson county and shall be paid by said county. The judge of the juvenile court of Jefferson county may appoint with the consent and upon the recommendation of the advisory board of the juvenile court of Jefferson county, Alabama, hereinafter provided for, a chief probation officer, and such deputy probation officers as are necessary to properly carry out the spirit and intent of this act, whose duties it shall be to act under the direction of said court in cases arising under this act. Said proba-

tion officers may be either men or women. The said chief probation officer shall also act as clerk of said court in cases arising under this act, and the chief probation officer so appointed shall receive a salary not exceeding eighteen hundred (\$1,800.00) dollars per year, and said deputy probation officers shall each receive a salary not exceeding twelve hundred (\$1,200.00) dollars per year. The amount of the respective salaries to be received by said probation officers, within said limits shall be fixed and regulated as occasion may require, by the judge of said juvenile court, with the consent and upon the approval of said advisory board of the juvenile court of Jefferson county, Alabama, hereinafter provided for; which said respective salaries shall be payable monthly out of the general funds of Jefferson county, Alabama. Said judge may also, if found necessary for the adequate care and protection of the children under the jurisdiction of the court, appoint one or more volunteer probation officers who shall serve without compensation from the county treasury, upon such conditions as the judge may prescribe. For the successful operation of this act, and the administration of said shelter, the court may devise and fix such rules of procedure and methods as in the judgment of the court will conduce to the beneficial purposes of this act, and said judge may at pleasure remove said officers, or either of them and salaried probation officers, shall have all the powers of a peace officer anywhere within the State for the purpose of this act, and may make arrests in the execution of process issued from this court; and the said court is hereby authorized to seek the co-operation of any society or incorporation, public or private, having for their object the protection or aid of indigent or neglected, abandoned or deserted children, to the end that the court may assist in every reasonable way to give all such children care and protection which will conserve to the welfare of such children and the public in general. And it is hereby made the duty of every county, town or municipal officer or department in said county to render such assistance and co-operation within his or its jurisdictional power to further the objects of this act;

and all institutions, associations or other custodial agencies in which any child may be, coming within the provisions of this act, are hereby required to give information to the court of any of said officers appointed by the court, as said court or officers may require, to further the purpose of this act.

To amend section twenty (b) (20b) so that said section shall read as follows:

Section 20 (b). The judge of the juvenile court of Jefferson county, Alabama, shall appoint a board of not less than ten nor more than fifteen citizens of Jefferson county, Alabama, known for their interest in the welfare of the dependant, neglected, and delinquent children of said county, who shall serve without compensation, to be called the advisory board of the juvenile court of Jefferson county, Alabama. Said advisory board at its first meeting shall organize by electing such officers, and adopting such by-laws and rules and regulations for its government as it may deem best for the purpose herein set forth. Said board shall hold office during the pleasure of the court or the judge thereof. Women shall be eligible to appointment on said board. The duties of the board shall be as follows:

(1) To advise and co-operate with the judge of said court in the appointment of its probation officers, and in fixing and regulating the amount of the salaries to be paid said officers; and to advise and co-operate with the court upon all other matters affecting the workings of the act creating the court, and to recommend to the court any and all needful measures for the purpose of carrying out the provisions and intent of the law creating said court.

(2) To visit as often as they conveniently can all institutions or associations receiving children under this act and to report to the court from time to time the condition and surroundings of the children received by or in charge of any such persons, institutions or associations.

(3) To make themselves familiar with the work of the court under this act, and to make an annual report to the public of the work of said court.

To amend section twenty (d) (20d) so that said section shall read as follows:

Sec. 20d. Whenever in the course of any proceedings instituted under this act, or when in any other manner, it shall appear to the said court that a parent, guardian, or person having the custody, control or supervision of any delinquent, neglected, or dependant child, or that any other person has knowingly or wilfully encouraged, aided, abetted, or caused or connived at such state of delinquency, neglect, or dependency, or has knowingly or wilfully done any act, or acts, to directly produce, promote or contribute to the conditions which render such child delinquent, neglected, or dependant, the said court shall have jurisdiction in such matters, and shall cause such parent, guardian or other person, as the case may be, to be brought before it upon either a summons or a warrant, affidavit, or probable cause having first been made, for such order in the premises as the court may see fit to make in accordance with this section. In case of bringing of such person into court under the summons or warrant above provided for, such accused person shall have the right to bail in such sum as may be named by the court, the same to be approved as to amount and sureties by the judge of said court; and in default of said bail, the person so accused shall be committed to the county jail, there to wait trial or other disposition of said cause by the court. The court shall have full power and authority to hear and determine such charge so brought against such parent, guardian, or other person, and to determine the guilt or innocence of such accused person, parent or guardian. And in the event that said parent, guardian, or other person shall be found guilty by the court, the court shall have the power to impose a fine of not more than one hundred dollars, and in addition thereto may impose a sentence to hard labor for the county, for not more than six months, or to a term of imprisonment in the county jail for not more than six months. In the trial of such cases said court shall have and exercise all the power, jurisdiction and authority now possessed or which may hereafter be conferred upon county courts; and the institution and trial of such cases shall, except as is herein otherwise provided, be had and conducted as other misdemeanor cases

are begun and tried in such county courts. In the trial of such cases, said juvenile court shall determine both the law and facts, without the intervention of a jury, and shall award such judgment, under the terms of this section, as shall seem just.

The judge of said court shall have authority, in his discretion, to suspend the payment of any fine, or the serving of any term of imprisonment, whether in jail or at hard labor, and to place such accused person on probation for such period of time, not to exceed six months, and upon such terms and conditions as to the said judge may seem proper; the judge of said court may, further, in his discretion, as a part of the judgment, require such person to enter into a bond, with or without surety, in such terms as the court may direct, to comply with the orders of the court; and said judge shall have authority to revoke such suspension of said fine, or imprisonment upon a violation by the probationer of the conditions and terms upon which such suspension was made. Such revocation by said judge shall immediately put into effect the original fine or term of imprisonment originally imposed.

The defendant, if convicted, shall have the right to appeal to the next ensuing term of the circuit court of the county, where he may have a trial by jury. Pending said appeal, upon his entering into bond, with sufficient sureties, in such sum as the court may require, conditioned that he will appear at said circuit court, until discharged, by due course of law, he shall be released from custody. If the defendant fails to make the required bond, he shall be confined in the county jail till tried. Upon the making of such appeal, the clerk of the said court shall at once certify to the clerk of the circuit court of said county, all papers in the cause affecting the person appealed, together with a transcript of all proceedings had in said court, in said matter. The clerk of the said circuit court of said county shall set all cases appealed from this court as preferred cases in said circuit court, to the end that said cases may have a speedy hearing in said circuit court.

Upon said appeal, said circuit court shall try said case de novo and shall proceed under and in pursuance

of the terms of this act to render such judgment as said juvenile court should have rendered. If, upon the rendition of its said judgment, the said circuit court shall suspend the payment of any fine, or the serving of any term of imprisonment, whether in jail or at hard labor, and place such convicted person upon probation, under the terms of this section, said circuit court shall cause to be filed with said juvenile court a copy of its said judgment, which shall thereupon become the judgment of said juvenile court in said case; and upon the rendition by said circuit court of such suspended sentence, said circuit court shall remand said convicted person to the jurisdiction of said juvenile court for its supervision and care under the terms of said judgment; and thereafter said convicted person shall be and remain under the jurisdiction of said juvenile court in the same manner as if said juvenile court had rendered said judgment in the first instance.

Which was adopted.

Yeas, 22; nays, 0.

Yeas:

Messrs.:	Hall	Judge	McCain
Bell	Hartwell	Key	Pride
Cooper	Higgins	Kline	Thach
Denson	Hill	Lee	Wallace
Easterly	Hollis	Lusk	Winkler
Faulk	Holmes	Miller	—22.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 20; nays, 0.

Yeas:

Messrs.:	Hartwell	Key	McCain
Cooper	Higgins	Kline	Price
Denson	Hollis	Lee	Pride
Easterly	Holmes	Lusk	Thach
Faulk	Judge	Miller	Winkler
Hall			—20.

Nays, 0.

The bill:

H. 1203. For the relief of W. O. Brownfield, clerk and register of the Lee county court of law and equity, from paying back to Lee county fees collected by him as clerk and register of said court for ex-officio services.

Was read a third time at length and passed.

Yeas, 22; nays, 0.

Yeas:

Messrs.:	Hall	Judge	McCain
Burns	Hariwell	Key	Pride
Denson	Higgins	Kline	Thach
Easterly	Hill	Lee	Wallace
Ellis	Hollis	Lusk	Winkler
Green	Holmes	Miller	—22.

Nays, 0.

The bill:

H. 1114. To vacate the dedication of all streets, avenues and alleys through, over, on or across the following described property, situated in the city of Birmingham, in the State of Alabama, namely: That tract of land bounded on the east by 12th street, on the south by Avenue B, or Second Avenue South, and on the north and west by the right of way of the Louisville & Nashville Railroad; and also to vacate the dedication of all alleys through the following two tracts of land; first, the tract of land in the city of Birmingham bounded on the south by Second Avenue South, on the east by 13th Street, on the west by 12th Street, and on the north by first Avenue South; second, the tract of land bounded on the south by First Avenue South, on the east by 13th Street, on the west by 12th Street, and on the north by the right of way of the Louisville & Nashville Railroad and the general railroad right of way through the city of Birmingham

Was read a third time at length and passed.

Yeas, 22; nays, 0.

Yeas:

Messrs.:	Denson	Ellis	Hall
Burns	Easterly	Green	Hartwell

Higgins	Judge	Lusk	Thach
Hill	Key	Miller	Wallace
Hollis	Kline	McCain	Winkler
Holmes	Lee	Pride	—22.

Nays, 0.

The bill:

H. 884. To abolish the office of county treasurer of Henry county, and to require the county funds to be deposited in some national or State bank in the county of Henry as the commissioners' court of said county may elect, and to provide for the custody of such funds and the payment of interest on same.

Was read a third time at length and passed.

Yeas, 22; nays, 0.

Yeas:

Messrs.:	Hall	Judge	McCain
Burns	Hartwell	Key	Pride
Denson	Higgins	Kline	Thach
Easterly	Hill	Lee	Wallace
Ellis	Hollis	Lusk	Winkler
Green	Holmes	Miller	—22.

Nays, 0.

The bill:

S. 830. To relieve Frank Miller from all liability for and on account of receiving money to the amount of two hundred and thirty and 50/100 (\$230.50) dollars, from the funds of Shelby county, Alabama, during the years 1911 and 1912, for his services as acting as superintendent or supervisor of public roads in his district, while a member of the board of revenue of Shelby county, Alabama, for which suit is now pending in the circuit court of Shelby county, Alabama.

Was read a third time at length and passed.

Yeas, 22; nays, 0.

Yeas:

Messrs.:	Denson	Ellis	Hall
Burns	Easterly	Green	Hartwell

Higgins	Judge	Lusk	Thach
Hill	Key	Miller	Wallace
Hollis	Kline	McCain	Winkler
Holmes	Lee	Pride	—22.

Nays. 0.

BILLS INDEFINITELY POSTPONED.

On motion of Mr. Denson, the consideration of:

S. 247. To provide for the branding and labeling of new and renovated mattresses and comforts, and to provide against the use of unsanitary, unhealthy, old and second-hand material in the manufacture of mattresses and comforts, and to provide against the sale of mattresses or comforts containing such unsanitary, unhealthy, old or second-hand materials.

Was indefinitely postponed by the Senate.

On motion of Mr. Cooper, the consideration of:

H. 1091. To establish a board of revenue in and for Bibb county, Alabama; to provide for the appointment and election and compensation of the members thereof and to prescribe the duties of said board.

Was indefinitely postponed by the Senate.

ADJOURNMENT.

At 9:35 o'clock P. M., on motion of Mr. Holmes, the Senate adjourned until 10 o'clock to-morrow morning.

THIRTY-EIGHTH DAY.

Friday, August 27, 1915.

The Senate met pursuant to adjournment, Lieutenant-Governor Kilby presiding.

PRAYER.

By Rev. Mr. Bealle of Tuscaloosa.

ROLL CALL.

Present:

Messrs. :	Easterly	Hollis	Miller
Arrington	Ellis	Holmes	Milner
Bell	Elrod	Jones	McCain
Bonner	Faulk	Judge	Price
Brown	Green	Key	Pride
Bulger	Hall	Kline	Thach
Burns	Hartwell	Lee	Wallace
Cooper	Higgins	Lewis	Weathers
Denson	Hill	Lusk	Winkler

—35.

JOURNAL.

On motion of Mr. Kline, the reading of the Journal of yesterday was dispensed with and the same was approved by the Senate.

INTRODUCTION OF BILLS.

Upon a call of districts bills were introduced, severally read one time, and referred to appropriate standing committees, as follows:

By Mr. Thach:

S. 851. To appropriate the sum of \$1,073.75 from the appropriation to the general educational fund for Limestone county for scholastic year beginning October 1, 1915, for the reimbursement of W. H. McClellan, former superintendent of education for Limestone county.

Committee on Local Legislation.

With notice and proof thereto attached and herewith exhibited as follows:

A Bill to be Entitled
AN ACT

To appropriate the sum of \$1,073.75 from the appropriation to the general educational fund for Limestone county for scholastic year beginning October 1, 1915, for the reimbursement of W. H. McClellan, former superintendent of education for Limestone county.

Be it enacted by the Legislature of Alabama:

Section 1. That the State auditor of Alabama is hereby authorized and directed to draw his warrant upon the treasury of Alabama in favor of W. H. McClellan, ex-superintendent of education for Limestone county, Alabama, for the sum of \$1,073.75, the same being the amount said McClellan was required to pay teachers in the public schools of said county on contracts made in excess of the appropriation to said county from the general educational fund for the scholastic year 1912-13, as shown by the report of the examiner of public accounts, settlement for the same having been made in full; provided, that the treasurer shall pay said warrant out of the annual appropriation to Limestone county for the general educational fund for the scholastic year beginning October 1, 1915.

The State of Alabama, }
Limestone County. }

Before me, Rora Groce, a notary public in and for said county and State, this day personally appeared R. H. Walker, who, being first duly sworn, deposes and says that he is the owner and publisher of The Limestone Democrat, a weekly newspaper published in Athens, Limestone county, Alabama; that a certain notice, copy of which is hereto attached was published in said Limestone Democrat for four successive issues, to wit: In its issues of July 22, July 29, August 5, and August 12, 1915.

R. H. Walker,
Owner and Publisher of The Limestone Democrat.

Sworn to and subscribed before me, this 25th day of August, 1915.

Rora Groce,
Notary Public for Limestone County, Alabama.

By Mr. Thach:

S. 852. To authorize and empower the Governor to let by contract or lease the right to dredge for or remove from the beds of the navigable rivers of the State, any shale, shells, stone, gravel, sand or other material upon such terms and upon such rent or royalty as may be agreed upon, and provide for the payment of rent or royalties into the State treasury.

Committee on Agriculture.

By Mr. Key (by request):

S. 853. To provide for the change of venue on the contest of wills in chancery, under section 6207 of the Code of Alabama of 1907.

Committee on Judiciary.

REPORTS OF COMMITTEES.

Mr. Wallace, chairman of the Standing Committee on Local Legislation, reported that said committee, in session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to wit:

By Mr. Wharton:

H. 885. To vacate and annul certain parts of avenues, streets and alleys in the Stevenson Land and Improvement Company's addition to the town of Stevenson.

By Mr. King:

H. 1440. To authorize and empower the treasurer of Morgan county to appropriate to the fine and forfeiture fund of said county all fines, penalties or other pecuniary imposition received from convicts sentenced to the county roads, where the same are paid directly or in money by said convicts.

By Mr. Rogers of Elmore:

H. 1418. To abolish the office of county treasurer of Elmore county, and to provide for the court of county commissioners of Elmore county to contract with one or more banks in the county of Elmore to keep the county funds and to discharge the other duties now provided by law to be discharged by the county treasurer of

Elmore county, and to provide for the payment of interest to the county on monthly balances on county funds in said bank or banks.

By Mr. Riley:

H. 863. To establish a board of revenue for Conecuh county; to provide for their election and prescribe their powers and duties; to divide the county of Conecuh into five districts and abolish the court of county commissioners for Conecuh county.

By Mr. Smith of Crenshaw:

H. 1332. To authorize the court of county commissioners of Crenshaw county, Alabama, to pay the clerk of the circuit court of said county two dollars per day, as a preferred claim, out of the general fund of said county, during term time of said circuit court of said county, for the purpose of paying an assistant to record the minutes of said court and to assist him otherwise in the discharge of his duties as such clerk while said court is in session.

By Mr. Judge:

H. 1490. To amend sections 7, 8, 13, 9, 18 and 22 of an act, entitled An act to provide for the control, working, maintenance, building and improvement of the public roads and bridges of Shelby county, Alabama.

By Mr. Shapiro:

H. 1394. To abolish the office of county auditor of Jefferson county, Alabama; to provide for the disposition of the books, papers, documents, files and property of said office; to empower the county treasurer to employ an auditor, to fix his salary, and to provide for the payment thereof.

By Mr. Justice:

H. 1501. To amend sections 1, 2, and 4 of an act entitled "An act to require the commissioners court of Elmore county, Alabama, to publish the minutes of its proceedings at regular, special and adjourned terms in the newspaper printed and published in said county having the largest number of bona fide subscribers; to require said court to designate such newspaper; to provide for the furnishing of copy to the publisher of such newspaper for publication, and to provide compensation out of the treasury of said county for furnishing

such copy, and for publishing the same," approved February 9th, 1911.

Mr. Green, chairman of the Standing Committee on Banking and Insurance, reported that said committee, in session, had acted on the following bills and ordered the same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to wit:

By Mr. Tarrant:

H. 986. To provide for the distribution of the deposit of mutual aid or industrial associations or corporations with the insurance commissioner, where they cease to do business and re-insure their policy holders at the time they cease to do business, and to make the duly certified statement to that effect sufficient evidence to authorize the insurance commissioner to act.

By Mr. Fite of Tuscaloosa:

H. 1029. To provide better protection of the insured by increasing the amount of deposit required of life and casualty insurance companies doing business on the assessment plan and mutual aid, benefit and industrial companies or associations, excepting such companies and associations as are now actually engaged in such business in this State, and fraternal orders or associations.

By Mr. Johnston:

H. 1125. To authorize and empower State banks, savings banks and trust companies organized under the laws of the State of Alabama, to subscribe for stock and become members of the Federal reserve bank authorized under act of Congress adopted December 23, 1913.

Mr. Milner, chairman of the Standing Committee on Revision of Laws, reported that said committee, in session, had acted on the following bill and ordered same returned to the Senate with a favorable report, and it was read a second time and placed on the calendar, to wit:

By Mr. Hall (with amendment):

S. 837. To amend section 4023 of the Code of Alabama, 1907.

Mr. Green, chairman of the Standing Committee on Banking and Insurance, reported that said committee, in session, had acted on the following bills and ordered same returned to the Senate with an adverse report:

By Mr. Judge:

S. 397. To prohibit the cancellation of fire insurance contracts unless by mutual consent of the contracting parties, except in certain cases; declaring void all provisions reserving to the insurer the right to cancel at his option.

By Mr. Judge:

S. 398. To require the value of buildings and structures to be stated in the policy of insurance, and providing that the same shall not be insured for a greater amount than the value thereof, and fixing recovery on the policy at the amount of insurance provided in the policy.

RESOLUTIONS.

Mr. Bonner offered the following resolution:

S. R. 151. Resolved by the Senate, that within three days after the passage of this resolution every Senator having in his possession or riding on a railroad pass, shall file with the secretary a statement in writing and under oath, giving the date and number of said pass, and over what railroad or railroads the same is used for transportation.

Resolved further, that each and every Senator shall, within three days after the passage of this resolution, file with the clerk of the Senate a statement in writing and under oath, setting out the name of each and every public service corporation doing business in the State of Alabama, with which he has a contract of employment.

Which was read at length by the secretary.

Mr. Bonner moved that said resolution be made a special order for 3 o'clock P. M. to-day.

MESSAGE FROM THE HOUSE.

Mr. President:

The Speaker of the House having signed the following House bills, your signature thereto is requested:

H. 483. To submit to the qualified voters of the State, at the general election to be held on the next regular general election day in November, 1916, for their consideration, an amendment to the Constitution of Alabama, in substance and to the effect that the city of Selma, in addition to the taxes it is now authorized and empowered to levy and collect, shall levy and collect annually an additional tax of two-tenths of one per centum upon the value of the property therein as fixed for State taxation, to be applied exclusively to the maintenance of public schools therein, and shall levy and collect annually a further additional tax of one-tenth of one per centum upon the value of the property therein as fixed for State taxation, to be applied exclusively to public school buildings therein and improvements and repairs thereon, or to the payment of indebtedness contracted for the same by the city of Selma, or to the maintenance of public schools therein or to any one or more of these; provided that these taxes shall be in lieu of all other city taxes now required to be levied or appropriated by the city of Selma for the support of schools or for school purposes.

H. 608. To amend section (2) of an Act entitled "An Act to create the office of Assistant Solicitor for the County of Mobile, prescribe his duties, fix his salary and provide for the method of selection for said office and the taxation as costs of solicitor fees where the said Assistant Solicitor prosecutes and the defendant is convicted." Approved February 18th, 1911.

H. 854. To amend section 1 of an act entitled an act to incorporate the town of West Blocton, Bibb county, Alabama, so far as said section relates to the boundary lines of said town, approved March 4, 1901; and to repeal an act to amend said section 1, enacted by the Legislature and approved February 16, 1907.

H. 887. To regulate, prohibit and provide punishment for the publication of untrue and misleading advertisements, and requiring that all newspaper and other periodical advertisements be clearly marked "Advertisement."

H. 911. To provide for the payment of all State witnesses summoned to appear before the grand jury in Jefferson county, or summoned to testify as witnesses

for the State in the circuit and criminal courts of said county, or other court of similar jurisdiction, and in the city court of Bessemer.

H. 929. To appropriate the two and three per cent. funds now in the treasury of the State to Alabama, Tennessee & Northern Railway and Montgomery and Chattanooga Railroad Company.

H. 1023. To require the commissioners court of Tallapoosa county, Alabama, to publish a financial statement of its proceedings at each regular, revenue, special and adjourned terms in a newspaper published in said county offering to do the work on the best terms; to require said court to designate such newspaper; to provide for furnishing copy to the publisher of such newspaper for publication and to provide the compensation out of the treasury of said county for furnishing such copy and publishing same.

H. 1043. To amend an act entitled "An act to submit to the qualified electors of each of the counties of this State the question of whether or not the work of tick eradication shall be taken up in said county under the State live stock sanitary board as provided by law," approved March 5th, 1915, by amending section 11 thereof.

H. 1044. To authorize each of the several counties of this State to make appropriations for the construction and maintenance of dipping vats, and otherwise to promote and encourage the eradication of cattle ticks in such county.

H. 1117. To vacate and annul the charter and dissolve the corporation of the town of Adamsville.

H. 1144. To authorize and direct the commissioners court of Morgan county, Alabama, to audit and allow all officers' and witnesses' claims and fees for costs taxed against defendants who have been sentenced in criminal cases to perform hard labor on the county roads of Morgan county, Alabama, where such costs and fees are actually worked out on said roads by such defendants, and to certify the same to the county treasurer of Morgan county, Alabama.

H. 1152. To amend sections 2 and 3 of an act entitled "An act to establish a board of revenue for Shelby

county, and to abolish the court of county commissioners thereof," passed at the session of 1911, being in Local Acts of Alabama, page 154, said amendment making the president thereof elective by the qualified voters of the county and dividing the county in four districts, and making one member elective by the qualified electors of each of said four districts of which he shall be a resident and qualified voter, and fixing the term of office of said president, and members of said board and the time of their election; and providing that the Governor shall appoint successors to those two members whose term of office expires in the year 1915, and prescribing their term of office.

H. 1164. To alter and rearrange the boundary lines of the town of Northport, Alabama.

H. 1174. To define the boundaries and corporate limits of the town of Rogersville, Lauderdale county, Alabama.

H. 1182. To authorize the court of county commissioners of Bullock county, Alabama, to pay the First National Bank of Union Springs, Alabama, out of the funds of said county the sum of two hundred ninety-two and 20/100 dollars, with interest thereon from January 20th, 1912, repaid by said bank into the treasury of Bullock county, Alabama, on the demand of J. T. Gorman, examiner of public accounts, and which sum represents items of interest paid by Geo. W. Champion, as county treasurer of Bullock county, Alabama, out of the funds of said county to said The First National Bank of Union Springs, Alabama, during the period intervening between, to wit: January 14, 1909, and to wit, October 14, 1911, to cover interest charges made by said bank when said county had no funds to its credit or on deposit in said bank.

H. 1243. To require the commissioners' court to advertise for competitive bids for stationery and office supplies for Blount county.

H. 1247. To regulate and fix the fees and compensation of witnesses before grand juries, and witnesses in all cases in the county court and in the circuit court of Clarke county.

H. 1250. To abolish the office of county treasurer of Coosa county, and to provide for the commissioners'

court of Coosa county to contract with one or more banks in the county to handle the county funds and to discharge the other duties now provided by law to be discharged by the county treasurer of Coosa county, and to provide for the payment of interest on monthly balances on county funds in said bank or banks, and to provide for payment of taxes by the tax collector to the bank or banks handling county funds.

H. 1286. To better provide for the working of the public roads in Pike county; to require the court of county commissioners in said county to employ a civil engineer who shall be learned in the art and science of road and bridge building; to fix the salary of such engineer and say how the same shall be paid; to prescribe the duties of such engineer and provide a conveyance to be used by him in connection with such duties; to provide that all work on the roads and bridges of said county, other than work done by convict labor and by persons subject to road duty, shall be done by contracts; to say how such contracts shall be made and how payments shall be made thereon; to require the probate judge of said county to keep records of all contracts and all expenditures made with reference to the public roads and bridges of said county; and to repeal all laws in conflict with this act in so far as Pike county is concerned.

H. 1297. To relieve the Honorable W. H. Harris, as county treasurer of Washington county, Alabama, from the payment of four hundred and 00/100 (\$400.00) dollars, made by him as treasurer of Washington county, Alabama, to agents of hard labor for Washington county, Alabama, from the first day of October, 1910, to the first day of October, 1913, both inclusive, being for four years, which payments were made under the orders and on a warrant of the court of county commissioners of Washington county, Alabama, acting under the provisions of the act, approved November 30th, 1907.

H. 1318. To authorize the court of county commissioners of Bullock county, Alabama, to pay to the Merchants and Farmers Bank of Union Springs, Alabama, out of the funds of said county, the sum of \$394.10 with interest thereon from January 20, 1912.

to cover the amount with the interest thereon from January 20, 1912, repaid by said bank into the treasury of Bullock county, Alabama, on the demand of J. T. Gorman, examiner of public accounts, and which sum represents items of interest paid by A. B. Strickland as county treasurer of Bullock county, Alabama, out of the funds of said county to the said Merchants and Farmers Bank during the periods intervening between January 14, 1905, and January 20, 1909, to cover interest charges made by said bank on account of warrants drawn on him as such treasurer and paid by said bank when said county had no funds to its credit or on deposit in said bank.

H. 1341. To authorize and empower the Marengo law and equity court to revive and enforce judgments, orders and proceedings entered, prior to the passage of this bill, in the circuit court of Marengo county; to provide for the issuance of process on judgments, orders, and proceedings entered, prior to the passage of this bill, in the circuit court of Marengo county and the return thereof, and for proceedings thereon, and the trial of garnishment and trial of the rights of property cases growing out of such judgments, orders, proceedings and process.

H. 1351. To relieve the treasurer of Montgomery county of any loss or liability by reason of the payment heretofore made of interest on county warrants issued by the board of revenue of Montgomery county.

W. F. Herbert,
Clerk.

SIGNING OF BILLS.

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the secretary of the Senate, signed the following bills, except H. 483, which was read at length:

H. 483. To submit to the qualified voters of the State, at the general election to be held on the next regular general election day in November, 1916, for their con-

sideration, an amendment to the Constitution of Alabama, in substance and to the effect that the city of Selma, in addition to the taxes it is now authorized and empowered to levy and collect, shall levy and collect annually an additional tax of two-tenths of one per centum upon the value of the property therein as fixed for State taxation, to be applied exclusively to the maintenance of public schools therein, and shall levy and collect annually a further additional tax of one-tenth of one per centum upon the value of the property therein as fixed for State taxation, to be applied exclusively to public school buildings therein and improvements and repairs thereon, or to the payment of indebtedness contracted for the same by the city of Selma, or to the maintenance of public schools therein or to any one or more of these; provided that these taxes shall be in lieu of all other city taxes now required to be levied or appropriated by the city of Selma for the support of schools or for school purposes.

H. 608. To amend section (2) of an act entitled "An act to create the office of assistant solicitor for the county of Mobile, prescribe his duties, fix his salary and provide for the method of selection for said office and the taxation as cost of solicitor fees where the said assistant solicitor prosecutes and the defendant is convicted," approved February 18, 1911.

H. 854. To amend section 1 of an act entitled an act to incorporate the town of West Blocton, Bibb county, Alabama, so far as said section relates to the boundary lines of said town, approved March 4, 1901; and to repeal an act to amend said section 1, enacted by the Legislature and approved February 16, 1907.

H. 887. To regulate, prohibit and provide punishment for the publication of untrue and misleading advertisements, and requiring that all newspaper and other periodical advertisements be clearly marked "Advertisement."

H. 911. To provide for the payment of all State witnesses summoned to appear before the grand jury in Jefferson county, or summoned to testify as witnesses for the State in the circuit and criminal courts of said county, or other court of similar jurisdiction, and in the city court of Bessemer.

H. 929. To appropriate the two and three per cent. funds now in the treasury of the State to Alabama, Tennessee & Northern Railway and Montgomery and Chattanooga Railroad Company.

H. 1023. To require the commissioners court of Tallapoosa county, Alabama, to publish a financial statement of its proceedings at each regular, revenue, special and adjourned terms in a newspaper published in said county offering to do the work on the best terms; to require said court to designate such newspaper; to provide for furnishing copy to the publisher of such newspaper for publication and to provide the compensation out of the treasury of said county for furnishing such copy and publishing same.

H. 1043. To amend an act entitled "An act to submit to the qualified electors of each of the counties of this State the question of whether or not the work of tick eradication shall be taken up in said county under the State live stock sanitary board as provided by law," approved March 5th, 1915, by amending section 11 thereof.

H. 1044. To authorize each of the several counties of this State to make appropriations for the construction and maintenance of dipping vats, and otherwise to promote and encourage the eradication of cattle ticks in such county.

H. 1117. To vacate and annul the charter and dissolve the corporation of the town of Adamsville.

H. 1144. To authorize and direct the commissioners' court of Morgan county, Alabama, to audit and allow all officers' and witnesses' claims and fees for costs taxed against defendants who have been sentenced in criminal cases to perform hard labor on the county roads of Morgan county, Alabama, where such costs and fees are actually worked out on said roads by such defendants, and to certify the same to the county treasurer of Morgan county, Alabama.

H. 1152. To amend sections 2 and 3 of an act entitled "An act to establish a board of revenue for Shelby county, and to abolish the court of county commissioners thereof," passed at the session of 1911, being in Local Acts of Alabama, page 154, said amendment making the president thereof elective by the qualified voters of the

county, and dividing the county in four districts, and making one member elective by the qualified electors of each of said four districts of which he shall be a resident and qualified voter, and fixing the term of office of said president and members of said board and the time of their election; and providing that the Governor shall appoint successors to those two members whose term of office expires in the year 1915, and prescribing their term of office.

H. 1164. To alter and rearrange the boundary lines of the town of Northport, Alabama.

H. 1174. To define the boundaries and corporate limits of the town of Rogersville, Lauderdale county, Alabama.

H. 1182. To authorize the court of county commissioners of Bullock county, Alabama, to pay to the First National Bank of Union Springs, Alabama, out of the funds of said county the sum of two hundred ninety-two and 20/100 dollars, with interest thereon from January 20, 1912, repaid by said bank into the treasury of Bullock county, Alabama, on the demand of J. T. Gorman, examiner of public accounts, and which sums represents items of interest paid by Geo. W. Champion, as county treasurer of Bullock county, Alabama, out of the funds of said county to said The First National Bank of Union Springs, Alabama, during the period intervening between, to-wit: January 14, 1909, and to-wit: October 14, 1911, to cover interest charges made by said bank when said county had no funds to its credit or on deposit in said bank.

H. 1243. To require the commissioners' court to advertise for competitive bids for stationery and office supplies for Blount county.

H. 1247. To regulate and fix the fees and compensation of witnesses before grand juries, and witnesses in all cases in the county court and in the circuit court of Clarke county.

H. 1250. To abolish the office of county treasurer of Coosa county, and to provide for the commissioners' court of Coosa county to contract with one or more banks in the county to handle the county funds and to discharge the other duties now provided by law to be discharged by the county treasurer of Coosa county, and

to provide for the payment of interest on monthly balances on county funds in said bank or banks, and to provide for payment of taxes by the tax collector to the bank or banks handling county funds.

H. 1286. To better provide for the working of the public roads in Pike county; to require the court of county commissioners of said county to employ a civil engineer who shall be learned in the art and science of road and bridge building; to fix the salary of such engineer and say how the same shall be paid; to prescribe the duties of such engineer and to provide a conveyance to be used by him in connection with such duties; to provide that all work on the roads and bridges of said county, other than work done by convict labor and by persons subject to road duty, shall be done by contracts; to say how such contracts shall be made and how payments shall be made thereon; to require the probate judge of said county to keep records of all contracts and all expenditures made with reference to the public roads and bridges of said county; and to repeal all laws in conflict with this act in so far as Pike county is concerned.

H. 1297. To relieve the Honorable W. H. Harris, as county treasurer of Washington county, Alabama, from the payment of four hundred and 00/100 (\$400.00) dollars, made by him as treasurer of Washington county, Alabama, to agents of hard labor for Washington county, Alabama, from the first day of October, 1910, to the first day of October, 1913, both inclusive, being for four years, which payments were made under the orders and on the warrant of the court of county commissioners of Washington county, Alabama acting under the provisions of the act, approved November 30th, 1907.

H. 1318. To authorize the court of county commissioners of Bullock county, Alabama, to pay to the Merchants & Farmers Bank of Union Springs, Alabama, out of the funds of said county, the sum of \$394.10 with interest thereon from January 20th, 1912, to cover the amount with the interest thereon from January 20th, 1912, repaid by said bank into the treasury of Bullock county, Alabama, on the demand of J. T. Gorman, Examiner of Public Accounts and which sum represents items of interest paid by A. B. Strickland as county

treasurer of Bullock county, Alabama, out of the funds of said county to the said Merchants & Farmers Bank during the periods intervening between January 14th, 1905 and January 20th, 1909, to cover interest charges made by said bank on account of warrants drawn on him as such treasurer and paid by said bank when said county had no funds to its credit or on deposit in said bank.

H. 1341. To authorize and empower the Marengo law and equity court to revive and enforce judgments, orders and proceedings entered, prior to the passage of this bill, in the circuit court of Marengo county; to provide for the issuance of process on judgments, orders, and proceedings entered, prior to the passage of this bill, in the circuit court of Marengo county and the return thereof, and for proceedings thereon, and the trial of garnishment and trial of the rights of property cases growing out of such judgments, orders, proceedings and process.

H. 1351. To relieve the treasurer of Montgomery county of any loss or liability by reason of the payment heretofore made of interest on county warrants issued by the board of revenue of Montgomery county.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has non-concurred in the Senate amendment to the bill:

H. 1128. To authorize and direct the court of county commissioners of Marengo county, to pay for advertising the notice and substance of local bills introduced in the Legislature for said county, out of any money in the treasury, not otherwise appropriated, when the bill applies to the entire county, or any political subdivision of the said county, and when said bill has been ordered published by the senator or any representative of the county of Marengo, and this act shall be held to apply only to and include notices and substance of bills advertised for the July session of the Alabama Legislature, in year 1915.

And said bill is herewith returned to the Senate.

W. F. Herbert,
Clerk.

HOUSE MESSAGE.

On motion of Mr. Miller, the Senate insists upon its amendment and asks for a Committee of Conference on the disagreement of the two Houses on the Senate amendments to H. 1128, the title of which is set out in the foregoing message from the House. And the President of the Senate appointed as conferees on the part of the Senate: Messrs Miller, Hill and Judge.

REPORT FROM COMMITTEE ON REVISION OF THE JOURNAL.

Mr. Homes, chairman of the Standing Committee on revision of the Journal, begs leave to report that said committee, in session, had examined the Journal of the Senate for the thirty-fifth and thirty-sixth legislative days and find same contains the proper entries to each bill and resolution contained therein as required by the constitution.

H. H. Holmes,
Chairman.

COMMITTEE REPORT.

On motion of Mr. Holmes, the foregoing report from the Committee on Revision of the Journal was adopted, and the Journal of the thirty-fifth and thirty-sixth legislative days of the session was approved by the Senate.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has passed the following Senate bills, and returns same herewith to the Senate:

S. 746. To change and extend the corporate limits of the town of Georgiana, in the county of Butler and State of Alabama.

S. 564. To amend section 1842 of the Code of Alabama.

W. F. Herbert,
Clerk.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has concurred in and adopted the Senate amendment to the bills:

H. 856. To give the recorder or mayor of the town of West Blocton, Bibb county, Alabama, exclusive jurisdiction in all misdemeanors committed within said town or within the police jurisdiction thereof, and to abolish the jurisdiction of the justices of the peace in such territory.

Also,

H. 525. To amend an act entitled "An act to create and establish the juvenile court of Jefferson county, Alabama; to create and define its jurisdiction; and conferring power on said court to adjudicate on all cases of children under sixteen years of age, who are delinquent, indigent, neglected, or otherwise subject to discipline, or in need of the care and protection of the State and regulating the procedure in such cases, including the establishment and maintenance of a detention home and probation system, and the appointment of guardians for such children, and providing for the welfare of indigent children as objects of charity, for the public good; to provide for the officers of said court, and define their powers and duties and provide for their compensation." Approved, April 22, 1911.

W. F. Herbert,
Clerk.

MESSAGE FROM THE HOUSE.

Mr. President:

The Speaker of the House having signed the following House joint resolution, your signature thereto is requested:

H. J. R. 203. Relative to the Senate of Alabama, the House concurring, memorializing the President and Congress of the United States to take such steps as they may deem advisable towards the erection of a national system of good roads.

W. F. Herbert,
Clerk.

SIGNING OF JOINT RESOLUTION.

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after its title had been publicly read at length by the secretary of the Senate, signed the following joint resolution, to wit:

H. J. R. 203. Relative to the Senate of Alabama, the House concurring, memorializing the President and Congress of the United States to take such steps as they may deem advisable towards the erection of a national system of good roads.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has reconsidered the accompanying message from the Governor proposing an amendment to:

H. 380. To further prescribe the authority and duties of the attorney general and of solicitors acting under his authority; and to provide for the employment of regular and special assistants to the attorney general; to make an appropriation for the conduct of the office of attorney general, for the better enforcement of the law, and to prescribe the method of its expenditure.

The House refused to make such amendment.

Yeas, 36; nays, 59.

And on reconsideration of the bill the House passed the bill the Governor's veto to the contrary notwithstanding, a majority of the whole number elected to the House having voted for the passage of the bill:

Yeas, 62; nays, 34.

The bill with the Governor's objections to the same are herewith sent to the Senate as required by the Constitution.

W. F. Herbert,
Clerk.

To the House of Representatives:

I am herewith returning to you House Bill 380, without my approval, but with amendments.

There are several features embodied in this bill which I cannot approve.

First and foremost, the effects of the bill will be to take away from the Governor the only machinery that may at times exist for providing that the laws be executed. If it is the desire of the Legislature to have another branch of the government share in this responsibility there will be no objection on my part, but when you undertake to deprive the Governor of the means which at times may be his only recourse to see that the laws are executed and supplant inherent authority by transferring the power to another department, then I differ with you, and call your attention to the provision of the Constitution which says "the Governor shall take care that the laws be faithfully executed."

The increase in the expense of this department which this bill provides is another vital reason as to why it should not become a law. The expense of the attorney general's office up to the beginning of the year 1907 had never exceeded forty-one hundred dollars. During the period above mentioned the attorney general was able to handle and did properly care for the State's legal interests. Commencing with 1907 there was a large increase in the expenses of this department. The attorney general was given two assistants and the appropriations to the department were increased from forty-one hundred to seventy-two hundred dollars. In addition to this, large sums were expended by the two administrations previous to the present one for the hire of attorneys in special litigation. This administration had determined that there should not be a repetition of this extravagance, and so far had conducted the affairs of the State in such manner that none has been incurred. It appears to me that there is no good reason why the attorney general with two assistants should not be able to properly look after the State's interests in the courts.

This act carries an appropriation that will increase the expenses of the legal department over eight thousand dollars per annum amounting to about thirty-three thousand dollars in the course of four years to be expended as the attorney general may propose along lines suggested in this bill. We have been attempting to get away from that feature of our State government which

provides contingent funds for the different departments to be expended by the heads of these departments without reference to the executive head of the State government. Instead of accomplishing this purpose, this bill increases and widens the latitude of extravagance over that which has heretofore existed. It is my observation and experience that when contingent funds are left at the disposal of departments unrestricted they are always consumed.

I cannot understand why the present machinery of the legal department is not sufficient to protect the State's interests. It accomplished that purpose up to 1907; we have trebled the working force in the office, and the business of the State has not increased in the same proportion, and I consider it an extravagance to undertake to increase the funds available for this office to the extent that this bill provides.

The amendments which I submit are as follows:

"Strike out sections 4, 5, and 6, and substitute therefor section 4, to read as follows:

"Sec. 4. That the attorney general, when in his opinion he deems it necessary or proper, may direct any solicitor to assist in the investigation or prosecution of any cause in which the State or county is interested in any other circuit or county than that of the solicitor so directed, or to take charge of any such investigation or prosecution; and the solicitor so directed shall have and exercise in such other county or circuit all the powers and authority imposed by law upon the solicitor of such other county or circuit."

If the amendments proposed above should be adopted the bill will have my approval.

Chas. Henderson,
Governor.

HOUSE AND GOVERNOR'S MESSAGE.

Mr. Bonner moved that the House and Governor's message and bill accompanying same lie on the secretary's desk until the fortieth legislative day.

Mr. Milner moved to lay the motion made by Mr. Bonner on the table, which prevailed, and Mr. Bonner's motion was laid upon the table.

Yeas, 17; nays, 15.

Yeas:

Messrs.:	Ellis	Judge	Milner
Arrington	Elrod	Kline	Thach
Bulger	Green	Lee	Weathers
Burns	Higgins	Lewis	Winkler
Easterly	Hollis		

—17.

Nays:

Messrs.:	Denson	Hill	Lusk
Bell	Faulk	Holmes	Miller
Bonner	Hall	Jones	Pride
Brown	Hartwell	Key	Wallace

—15.

The question then recurred upon whether or not said bill should pass, the Governor's veto to the contrary notwithstanding, and the Governor's veto was sustained.

Yeas, 9; nays, 22.

Yeas:

Messrs.:	Faulk	Key	Miller
Bell	Hartwell	Lusk	Pride
Bonner	Hill		

—9.

Nays:

Messrs.:	Ellis	Holmes	Milner
Arrington	Elrod	Jones	Thach
Bulger	Green	Judge	Wallace
Burns	Hall	Kline	Weathers
Denson	Higgins	Lee	Winkler
Easterly	Hollis	Lewis	

—22.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bill:

H. 889. To make an appropriation for feeding prisoners prior to January 18, 1915, and to provide for the

payment for feeding prisoners for term ending September 30, 1915.

And sends same herewith to the Senate.

W. F. Herbert,
Clerk.

HOUSE MESSAGES.

The House bill in the foregoing House message was read once and referred to appropriate standing committees as follows:

H. 889. To the Committee on Finance and Taxation.

CONSIDERATION OF SPECIAL ORDER.

The hour of ten o'clock having arrived the Senate proceeded to consider the special order, which was:

H. 851. To prescribe and fix the license or privilege tax to be paid by every person, firm, company, corporation or association engaged in any business, vocation, occupation, calling or profession in this State, or who shall in this State exercise any privileges for which a license or privilege tax is or may be charged; to provide for and regulate the collection of such license or privilege tax; to fix the compensation to be paid for the collection of such license or privilege tax; to provide for the distribution, application and safe-keeping of the funds arising from the collection of such license or privilege tax; to fix a penalty for doing business without a license, and to provide for the enforcement thereof; and to further provide for the general revenues.

The following amendments offered by the Committee on Finance and Taxation, to wit:

Amendments to House Bill No. 851 agreed on:

Amend section 1, subdivision 6, by striking out all of said section after the words "private use," in line 2, and insert in lieu thereof the following: "For each automobile having a rating of less than twenty-five horse power, seven dollars and fifty cents; on each automobile having a rating of twenty-five horse power and less than thirty-five horsepower, twelve dollars and fifty cents; on each automobile having a rating of thirty-five horse power and less than forty-five horse power, seventeen

dollars and fifty cents; on each automobile having a rating of forty-five horse power, or more, twenty dollars. All such license taxes shall be based on the insurable horse power of the car. For each electric automobile, twelve dollars and fifty cents. On each automobile propelled by steam, fifteen dollars."

Amend section 1, subdivision 8, by inserting after the words "sixty dollars," in line five, the following: "Provided, that automobiles or motor cars running between towns ten miles or more apart shall pay a license tax of forty dollars in lieu of the sixty dollars provided in this section."

Amend section 1, subdivision 9, by striking out the word "sheriff," in line 15, and insert in lieu thereof the words "probate judge." Amend said subdivision further by striking out all of said section after the word "purchase," in line 15, from top of page 3.

Amend section 1, subdivision 14, by striking out the words "twenty-five," where it occurs in said subdivision, and insert in lieu thereof the word "fifty."

Amend section 1, subdivision 15, by inserting in line two after the word "advertising," the following: "And all advertising companies displaying advertisements in public places."

Amend section 1, subdivision 16, by striking out the word "fifty," where it occurs in line 2, and insert in lieu thereof the words "one hundred."

Amend section 1, subdivision 18, by striking out all of said subdivision and insert in lieu thereof the following:

"Each person, firm or corporation engaged in bottling non-alcoholic or other carbonated drinks, shall pay to the State a license tax equal to one mill per bottle on all of said non-alcoholic or carbonated drinks bottled. Such license tax shall be paid to the probate judge of the county in which such person, firm or corporation operates a plant, and application for such license shall be accompanied by a statement made by the president or chief officer of the corporation, or by the owner thereof, giving the name of the person, firm or corporation owning and operating such plant, and the principal place of business thereof, together with a statement un-

der oath, showing the number of bottles of non-alcoholic or other carbonated drinks bottled during the preceding year. The books of every person, firm or corporation operating any bottling plant shall be at all times open to the inspection of the State board of equalization and license inspector of the county, and said books shall contain the number of bottles bottled or sold during the year. Any person, firm or corporation failing to make such sworn statement, or wilfully making a false statement of the number of bottles of said drinks bottled during the preceding year, shall be guilty of a misdemeanor, and upon conviction therefor shall be fined not exceeding five hundred dollars, and shall forfeit to the State three times the amount of the license due under this act; provided, that any person, firm, or corporation bottling said non-alcoholic or carbonated drinks shall pay a license tax of fifty dollars for each machine operated during the first year, and thereafter on gross receipts for the preceding year as hereinabove provided."

Amend section 1, subdivision 19, by striking out all of the words after the words "dollars of," in line 3, down to and including the words "estate," in line 6, and insert in lieu thereof the words "its paid in capital stock."

Amend section 1, subdivision 21, by striking out in line 1 the following, "dealers in merchandise," and insert in lieu thereof "merchandise broker."

Amend section 1, subdivision 22, by striking out the word "five," where it occurs, and insert in lieu thereof the word "ten."

Amend section 1, subdivision 23, by striking out all of said section after the words "one hundred dollars," in line 4.

Amend section 1, subdivision 24, by striking out all of said section after the word "villages," in line 5 of said section, and insert in lieu thereof the following: "Ten dollars; in incorporated towns or cities of five thousand or less inhabitants, twenty dollars; in cities of more than five thousand and not exceeding ten thousand inhabitants, forty dollars; in cities of more than ten thousand and not exceeding twenty thousand in-

habitants, fifty dollars; in cities having more than twenty thousand inhabitants, seventy dollars."

Amend section 1, subdivision 28, by striking out the words "one ton," where they appear in line 4, and insert in lieu thereof the words "five bushels."

Amend section 1, subdivision 29, by adding at the end of said subdivision the following words: "Each person, firm, or corporation operating a refrigerating pipe line for the purpose of refrigerating the rooms, premises, goods, wares or ~~merchandise~~ of others for profit, seventy-five dollars."

Amend section 1, subdivision 30, by striking out all of said section after the word "state," in line 5, and insert in lieu thereof the following: "Shall be deemed a collecting agency within the meaning of this section."

Amend section 1, subdivision 31, by inserting after the word "association," line 1, the following, "whose principal business is."

Amend section 1, subdivision 34, by striking out all of said subdivision after the word "cotton," in line 1, and insert in lieu thereof "twenty-five dollars, which shall entitle him to buy cotton in any county in this State."

Amend section 1, subdivision 36, by striking out all of said subdivision after the word "factory," in line 1, and insert in lieu thereof the following words: "Shall pay one dollar per thousand on each one thousand dollars of its capital stock issued, or capital employed in the business; provided, the amount paid on franchise tax shall be deducted from this amount."

Amend section 1, subdivision 47, by striking out the word "four," in line 4, of said subdivision, and insert in lieu thereof the word "five."

Amend section 1, subdivision 55, by striking out the entire subdivision.

Amend section 1, subdivision 57, by inserting after the word "transients" and before the words "shall pay," in line 1, the words "containing twenty bed rooms or more."

Amend section 1, subdivision 59, paragraph "B" of said subdivision 59, on line 4, of said paragraph, by striking out after the words "this State," down to and

including the words "elsewhere," on line 7, of said paragraph, and insert in lieu thereof, "and any such insurance company paying a tax on its real or personal property or shares may deduct the same from this tax."

Amend said paragraph further by striking out the words "four dollars," in lien 3, from the bottom of page 9 of the bill, and insert in lieu thereof the words "eight dollars."

Amend said paragraph further by striking out the word "four," where it appears in line 2, from the top of page 10, and insert in lieu thereof the word "eight."

Amend section 1, subdivision 61, by striking out all of said subdivision after the word "factory," in line 1 of said subdivision, and insert in lieu thereof the words, "one dollar per annum for each ton capacity per day."

Amend section 1, subdivision 64, by striking out all of said subdivision, and insert in lieu thereof the following: "For each junk dealer in cities and towns of over fifty thousand inhabitants, two hundred dollars; in cities and towns of less than fifty thousand inhabitants and over ten thousand inhabitants, one hundred dollars; in cities and towns of three thousand and less than ten thousand inhabitants, fifty dollars; in cities and towns under three thousand inhabitants, or within ten miles thereof, twenty dollars. Each junk dealer, his agent, clerk or employee shall keep a book open to inspection, in which he shall make entries of all articles of railroad iron and brass, pieces of machinery and plumbing material, electric light and gas fixtures, green hides, purchased by him, together with the name of the party from whom purchased, and upon failure to keep such book or record and produce it on demand, the dealer shall forfeit his license. Each junk dealer, his agent, clerk or employee to whom any new and unused articles or railroad iron and brass and pieces of machinery, electric light and gas fixtures or green hides shall be presented for sale, shall notify the police authorities that such articles are offered for sale immediately thereafter; otherwise his license shall be forfeited."

Amend section 1, subdivision 67, by striking out the word "ten," where it occurs, and insert in lieu thereof the word "twenty-five."

Amend section 1 of said bill by inserting between subdivisions 68 and 69, subdivision 68½, as follows:

Sec. 68½. Each person, firm or corporation doing a mercantile business and keeping a stock of goods, wares or merchandise on hand and commonly known as "merchants," shall pay to the State a license tax equal to 75 cents per thousand, or fractional part thereof, of the assessed value of such stock of goods, wares or merchandise returned for taxation for the preceding year.

Amend section 1, subdivision 72, paragraph "F," by striking out in line 4 of said paragraph the words "two and one-half," and insert in lieu thereof the word "five."

Amend section 1, subdivision 74, by inserting after the word "person," in line 1, the following words: "Firm, corporation or agency."

Amend section 1, subdivision 85, by striking out all of said subdivision, and add in lieu thereof the following; "For every person, firm, or corporation dealing in rifles, rifle cartridges, noiseless guns, or air rifles, whether principal stock in trade or not, twenty-five dollars; and every person, firm or corporation dealing in pistols, pistol cartridges, bowie knives, dirk knives, brass knucks, or knucks or like kind, whether principal stock in trade or not, shall pay a license tax of five hundred dollars."

Amend section 1, subdivision 88, by striking out in line 2 the words "twenty-five," and insert in lieu thereof the word "fifty."

Amend section 1 by inserting between subdivisions 93 and 94, subdivision 93½ as follows:

93½. Each person, firm or corporation operating a railroad shall pay to the State a license tax equal to 75 cents per thousand on the assessed value of all the property for the preceding year in this State of such person, firm or corporation, including tangible and intangible. Such license tax shall be paid to the probate judge of any county where any such person, firm or corporation does business, and the application for such license shall be accompanied by a statement made by the president or manager of the corporation or by the owner thereof, giving the name of the person, firm or

corporation owning and operating such railroad, the principal place of business thereof, together with a statement under oath of the amount of the assessed value of such property of said person, firm or corporation for the preceding year. The books of every person, firm or corporation operating a railroad in this State shall be at all times open to the inspection of the State board of equalization. Any person failing to make such sworn statement or wilfully making a false statement of matters required under this section shall be guilty of a misdemeanor, and upon conviction therefor shall be fined not exceeding \$500.00, and shall also forfeit to the State three times the amount of the license of said railroad. Provided, that any corporation operating a railroad shall be allowed a credit on such license of any amount of corporation franchise tax paid by it for said year, as shown by certificate of judge of probate."

Amend said section 1, by striking out all of subdivision 99, after the figures "99," and insert in lieu thereof the following:

"Each person, firm or corporation engaged in the business of selling soft drinks in a store or stand, conducting what is commonly known and called 'soda fountains,' including the right to sell at retail non-alcoholic, carbonated or other soft drinks kept on hand and sold in bottles, shall pay annually to the State a license tax equal to one-quarter of one per cent. of gross receipts from the sales of such drinks during the preceding year, but in no case to be less than five dollars. Such license tax shall be paid to the probate judge of the county in which such person, firm or corporation sells any of such drinks, and application for such license shall be accompanied by a statement made by the president or chief officer of the corporation, or by the owner thereof, giving the name of the person, firm or corporation owning such business or soda fountain, and the principal place of business thereof, together with a statement under oath, showing the amount of gross receipts from sales of such drinks during the preceding year. The books of every person, firm or corporation conducting a soda fountain shall be at all times open to the inspection of the State board of equalization and

license inspector of the county. Any person, firm or corporation failing to make such sworn statement or wilfully making a false statement of gross receipts from the sales of such drinks during the preceding year, shall be guilty of a misdemeanor, and upon conviction therefor, shall be fined not exceeding five hundred dollars, and shall forfeit to the State three times the amount of the license due under this act; provided, that any person, firm or corporation selling non-alcoholic or carbonated drinks shall pay a license tax of five dollars for the first year, and thereafter on gross receipts for the preceding year as hereinabove provided."

Amend said section 1 by striking out subdivision 101.

Amend section 1, subdivision 102, by striking out the words "thirty-five," and insert in lieu thereof "one hundred."

Amend section 1, subdivision 105, by striking out all of said subdivision.

Amend section 1, subdivision 111, by inserting after the word "inhabitants," in line 9 of said subdivision, the following: "And less than sixty thousand, one hundred dollars; and in cities of more than sixty thousand inhabitants."

Amend said subdivision further by adding at the end of said subdivision the following: "Provided, that whenever the municipal authorities shall authorize them to operate on Sunday, the license shall be double the amount hereinbefore set out."

Amend section 1, subdivision 112, by inserting after the words "on hand," in line 5, the words "by himself or another for redemption or."

Amend said act by striking out section 6, and insert in lieu thereof the following:

Sec. 6. That the State board of equalization is hereby authorized and empowered to appoint a license inspector for each county whose duty shall be to scrutinize the records and stubs kept in the office of the judge of probate, and if it shall be reported to any license inspector or come to his knowledge that any person, persons, firms or corporations have failed or refused to take out licenses as required by law, the license inspector shall report the same to the judge of probate, who

shall forthwith cite such delinquent to appear before him and take out such license. If such delinquent shall fail or refuse to take out license, the license inspector shall institute or cause to be instituted criminal proceedings against such delinquent before any court having jurisdiction of such offense. In case of emergency the license inspector must commence the criminal proceedings in the first place. For performing the duties required by this section the license inspectors are entitled for each case so brought before the probate judges, to be paid by the delinquent, in addition to the license, fifteen per cent. of the amount of the license so collected from each delinquent. And if a criminal prosecution shall be commenced, either by information or indictment, the license inspector shall be paid fifteen per cent. of the penalty prescribed in such case, all cost and penalty to be paid in money, but in all proceedings under this section, the license shall not be delinquent before the first day of November of each year.

The Senate proceeded to consider said committee amendments section by section.

The first amendment, to wit:

Amend section 1, subdivision 6, by striking out all of said section after the words "private use," in line 2, and insert in lieu thereof the following: "For each automobile having a rating of less than twenty-five horse power, seven dollars and fifty cents; on each automobile having a rating of twenty-five horse power and less than thirty-five horse power, twelve dollars and fifty cents; on each automobile having a rating of thirty-five horse power and less than forty-five horse power, seventeen dollars and fifty cents; on each automobile having a rating of forty-five horse power or more, twenty dollars. All such license taxes shall be based on the insurable horse power of the car. For each electric automobile, twelve dollars and fifty cents; on each automobile propelled by steam, fifteen dollars."

Mr. Holmes offered the following amendment to said committee amendment, to wit:

"That each classification be reduced by (\$2.50) two dollars and fifty cents."

Mr. Lusk moved that the amendment offered by Mr. Holmes be laid upon the table, which was lost.

Yeas, 8; nays, 21.

Yeas:

Messrs.:	Easterly	Jones	Lusk	
Bell	Hollis	Key	Miller	
Burns				—8.

Nays:

Messrs.:	Ellis	Hill	Lewis	
Arrington	Elrod	Holmes	Milner	
Bonner	Faulk	Judge	Thach	
Brown	Green	Kline	Wallace	
Bulger	Hall	Lee	Winkler	
Denson	Hartwell			—21.

The amendment offered by Mr. Holmes to committee amendment No. 1 was then adopted.

Mr. Hill then offered the following as a substitute for said amendment No. 1, as amended, to wit:

Amend section 1, subdivision 6, by striking out all of said section after the words "private use," in line 2, and insert in lieu thereof the following: "For each automobile having a rating of less than twenty-five horse power, five dollars; on each automobile having a rating of thirty-five horse power and less than forty-five horse power, fifteen dollars; on each automobile having a rating of forty-five horse power or more, seventeen dollars and fifty cents. All such license taxes shall be based on the insurable horse power of the car. For each electric automobile, twelve dollars and fifty cents; on each automobile propelled by steam, fifteen dollars.

Which was adopted.

And said committee amendment No. 1, as thus amended, was adopted.

Yeas, 26; nays, 1.

Yeas:

Messrs.:	Cooper	Green	Holmes
Bonner	Easterly	Hall	Judge
Brown	Ellis	Hartwell	Key
Bulger	Elrod	Higgins	Kline
Burns	Faulk	Hill	Lee

Lusk	Pride	Wallace	Winkler	
Milner	Thach	Weathers		—26.

Nay: Mr. Lewis.—1.

The second amendment, to wit:

Amend section 1, subdivision 8, by inserting after the words "sixty dollars," in line 5, the following: "Provided that automobiles or motor cars running between towns ten miles or more apart shall pay a license tax of forty dollars in lieu of the sixty dollars provided in this section."

Mr. Lee offered the following amendment to said committee amendment, to wit:

Amend the amendment, section 8, by inserting after the word "towns" the word "cities."

Which was adopted.

And said committee amendment number two, as thus amended, was adopted.

Yeas, 19; nays, 2.

Yeas:

Messrs.:	Danson	Green	Judge
Arrington	Easterly	Hall	Key
Bulger	Ellis	Hartwell	Kline
Burns	Elrod	Hill	Wallace
Cooper	Faulk	Holmes	Weathers

—19.

Nays: Messrs. Lewis and Lusk.—2.

The third amendment, to wit:

Amend section 1, subdivision 9, by striking out the word "sheriff," in line 15, and insert in lieu thereof the words "probate judge." Amend said subdivision further by striking out all of said section after the word "purchase," in line 15, from the top of page 3.

Mr. Hill offered the following amendment to said committee amendment, to wit:

Amend the amendment by striking out all of the subdivision 9, section 1, after the word "purchase," on line 15, from the top of page 3 down to and including the word "collection," in line 17 from top of page 3 of the bill.

Which was adopted.

And said committee amendment number three, as thus amended, was adopted.

Yeas, 20; nays, 4.

Yeas:

Messrs.:	Denson	Hartwell	Lusk
Arrington	Easterly	Hill	Miller
Bonner	Ellis	Judge	Thach
Bulger	Elrod	Lee	Wallace
Burns	Faulk	Lewis	Weathers
Cooper			—20.

Nays:

Messrs.:	Higgins	Key	Kline
Hall			—4.

The fourth amendment, to wit:

Amend section 1, subdivision 14, by striking out the words "twenty-five," where it occurs in said subdivision; and insert in lieu thereof the words "fifty."

Was adopted.

Yeas, 26; nays, 0.

Yeas:

Messrs.:	Easterly	Hollis	Lusk
Arrington	Faulk	Holmes	Miller
Bell	Green	Jones	Pride
Brown	Hall	Judge	Wallace
Bulger	Hartwell	Key	Weathers
Cooper	Higgins	Kline	Winkler
Denson	Hill	Lee	—26.

Nays, 0.

The fifth amendment, to wit:

Amend section 1, subdivision 15, by inserting in line 2, after the word "advertising," the following: "And all advertising companies displaying advertisements in public places."

Was adopted.

Yeas, 23; nays, 0.

Yeas:

Messrs.:	Easterly	Hill	Lewis
Arrington	Ellis	Hollis	Lusk
Bonner	Faulk	Holmes	Miller
Bulger	Green	Jones	Wallace
Burns	Hartwell	Key	Weathers
Denson	Higgins	Kline	Winkler

—23.

Nays, 0.

The sixth amendment, to wit:

Amend section 1, subdivision 16, by striking out the word "fifty," where it occurs in line 2, and insert in lieu thereof the words "one hundred."

Was adopted.

Yeas, 21; nays, 1.

Yeas:

Messrs.:	Easterly	Hollis	Lee
Arrington	Elrod	Jones	Lusk
Bonner	Faulk	Judge	Miller
Bulger	Hall	Key	Weathers
Burns	Hartwell	Kline	Winkler
Denson	Higgins		

—21.

Nay: Mr. Lewis.—1.

The seventh amendment, to wit:

Amend section 1, subdivision 18, by striking out all of said subdivision, and insert in lieu thereof the following:

"Each person, firm or corporation engaged in bottling non-alcoholic or other carbonated drinks, shall pay to the State license tax equal to one mill per bottle on all of said non-alcoholic or carbonated drinks bottled. Such license tax shall be paid to the probate judge of the county in which such person, firm or corporation operates a plant, and application for such license shall be accompanied by a statement made by the president or chief officer of the corporation, or by the owner thereof, giving the name of the person, firm or corporation owning and operating such plant, and the principal place of business thereof, together with a state-

ment under oath showing the number of bottles of non-alcoholic or other carbonated drinks bottled during the preceding year. The books of every person, firm or corporation operating any bottling plant shall be at all times open to the inspection of the State board of equalization and license inspector of the county, and said books shall contain the number of bottles bottled or sold during the year. Any person, firm or corporation failing to make such sworn statement or wilfully making a false statement of the number of bottles of said drinks bottled during the preceding year, shall be guilty of a misdemeanor, and upon conviction therefor shall be fined not exceeding five hundred dollars, and shall forfeit to the State three times the amount of the license due under this act; provided, that any person, firm or corporation bottling said non-alcoholic or carbonated drinks shall pay a license tax of fifty dollars for each machine operated during the first year, and thereafter on gross receipts for the preceding year as hereinabove provided.

Mr. Hartwell offered the following amendment to said committee amendment No. 7, to wit:

To amend said bill by striking out subdivision 18 of section 1, on page 8, of the printed bill, and inserting in lieu thereof the following:

Sec. 18. For the business of bottling non-alcoholic or other carbonated drinks as follows:

(a) For every foot-power crowning machine operated at any time during a license year, \$75.00 per annum. \$100.00 every additional machine.

(b) For every automatic crowning machine of the smallest type, having a capacity of two foot-power machines, operated at any time during the license year, \$175.00 per annum.

(c) For every automatic crowning machine of the intermediate type, having a capacity of four foot-power machines, and operated at any time during the license year, \$375.00 per annum.

(d) For every automatic crowning machine of the largest type, having a capacity of six foot-power machines, operated at any time during the license year, \$575.00 per annum.

(e) For every automatic crowning machine of any other size or type, operated at any time during the license year, \$75.00 per annum for the first foot-power capacity and an additional \$100.00 for each additional foot-power capacity.

Which was adopted.

And said committee amendment number seven, as thus amended, was adopted.

Yeas, 20; nays, 4.

Yeas:

Messrs.:	Ellis	Higgins	Pride
Arrington	Faulk	Kline	Thach
Bonner	Green	Lee	Wallace
Bulger	Hall	Lusk	Weathers
Burns	Hartwell	Miller	Winkler
Denson			—20.

Nays:

Messrs.:	Holmes	Key	Lewis
Hollis			—4.

The eighth amendment, to wit:

Amend section 1, subdivision 19, by striking out all of the words after the words "dollars of," in line 3, down to and including the words "estate," in line 6, and insert in lieu thereof the words, "its paid in capital stock."

Was adopted.

Yeas, 22; nays, 0.

Yeas:

Messrs.:	Easterly	Higgins	Miller
Arrington	Ellis	Holmes	Pride
Bonner	Faulk	Key	Thach
Bulger	Green.	Kline	Weathers
Burns	Hall	Lewis	Winkler
Cooper	Hartwell	Lusk	—22

Nays, 0.

The ninth amendment, to wit:

Amend section 1, subdivision 21, by striking out in line 1 the following, "dealers in merchandise," and insert in lieu thereof, "merchandise broker."

Was adopted.

Yeas 22; nays, 0.

Yeas:

Messrs.:	Cooper	Higgins	Miller
Arrington	Easterly	Hill	Pride
Bonner	Ellis	Holmes	Thach
Brown	Elrod	Kline	Weathers
Bulger	Hall	Lewis	Winkler
Burns	Hartwell	Lusk	—22.

Nays, 0.

The tenth amendment, to wit:

Amend section 1, subdivision 22, by striking out the word "five," where it occurs, and insert in lieu thereof the word "ten."

Was adopted.

Yeas, 21; nays, 0.

Yeas:

Messrs.:	Cooper	Hartwell	Key
Arrington	Easterly	Higgins	Kline
Bonner	Ellis	Hollis	Lewis
Brown	Elrod	Holmes	Lusk
Bulger	Faulk	Judge	Weathers
Burns	Hall		—21.

Nays, 0.

The eleventh amendment, to wit:

Amend section 1, subdivision 23, by striking out all of said section after the words "one hundred dollars," in line 4.

Was adopted.

Yeas, 19; nays, 1.

Yeas:

Messrs.:	Cooper	Hartwell	Key
Arrington	Easterly	Higgins	Kline
Bell	Ellis	Hollis	Lee
Brown	Elrod	Holmes	Lewis
Bulger	Faulk	Judge	Weathers

—19.

Nay: Mr. Lusk.—1.

The twelfth amendment, to wit:

Amend section 1, subdivision 24, by striking out all of said section after the word "villages," in line 5 of said section, and insert in lieu thereof the following: "Ten dollars; in incorporated towns or cities of five thousand or less inhabitants, twenty dollars; in cities of more than five thousand and not exceeding ten thousand inhabitants, forty dollars; in cities of more than ten thousand and not exceeding twenty thousand inhabitants, fifty dollars; in cities having more than twenty thousand inhabitants, seventy dollars."

Was adopted.

Yeas, 18; nays, 5.

Yeas:

Messrs.:	Denson	Green	Lusk
Arrington	Easterly	Hall	Miller
Brown	Ellis	Hartwell	Thach
Bulger	Elrod	Key	Weathers
Burns	Faulk	Kline	

—18.

Nays:

Messrs.:	Hill	Lewis	Milner
Higgins	Holmes		

—5.

The thirteenth amendment, to wit:

Amend section 1, subdivision 28, by striking out the words "one ton," where they appear in line 4, and insert in lieu thereof the words "five bushels."

Was adopted.

Yeas, 24; nays, 0.

Yeas:

Messrs.:	Easterly	Hartwell	Lee
Arrington	Ellis	Higgins	Lewis
Bonner	Elrod	Holmes	Lusk
Brown	Faulk	Judge	Milner
Bulger	Green	Key	Thach
Burns	Hall	Kline	Weathers
Denson			

—24.

Nays, 0.

Fourteenth amendment, to wit:

Amend section 1, subdivision 29, by adding at the end of said subdivision the following words: "Each person, firm or corporation operating a refrigerating pipeline for the purpose of refrigerating the rooms, premises, goods, wares or merchandise of others for profit, seventy-five dollars."

Was adopted.

Yeas, 23; nays, 0.

Yeas:

Messrs.:	Denson	Hartwell	Lee
Arrington	Easterly	Higgins	Lusk
Brown	Ellis	Hill	Miller
Bulger	Elrod	Judge	Thach
Burns	Green	Key	Wallace
Cooper	Hall	Kline	Weathers

—23.

Nays, 0.

Fifteenth amendment, to wit:

Amend section 1, subdivision 30, by striking out all of said section after the word "State," in line 5, and insert in lieu thereof the following: "Shall be deemed a collecting agency within the meaning of this section."

Was adopted.

Yeas, 19; nays, 0.

Yeas:

Messrs.:	Bulger	Denson	Green
Arrington	Burns	Easterly	Hartwell
Brown	Cooper	Ellis	Higgins

Jones	Key	Lewis	Miller
Judge	Kline	Lusk	Weathers

—19.

Nays, 0.

Sixteenth amendment, to wit:

Amend section 1, subdivision 31, by inserting after the word "association," line 1, the following: "Whose principal business is."

Was adopted.

Yeas, 22; nays, 0.

Yeas:

Messrs.:	Cooper	Hall	Lee
Arrington	Denson	Higgins	Lewis
Bonner	Easterly	Hill	Lusk
Brown	Ellis	Judge	Miller
Bulger	Elrod	Key	Thach
Burns	Green	Kline	

—22.

Nays, 0.

Seventeenth amendment, to wit:

Amend section 1, subdivision 34, by striking out all of said subdivision after the word "cotton," in line 1, and insert in lieu thereof: "Twenty-five dollars, which shall entitle him to buy cotton in any county in this State."

Mr. Pride offered the following substitute to said amendment, to wit:

Substitute for the amendment to section 34 by striking out said section.

Which was lost, and seventeenth committee amendment was then adopted.

Yeas, 20; nays, 2.

Yeas:

Messrs.:	Cooper	Hartwell	Lusk
Arrington	Denson	Hill	Miller
Bonner	Easterly	Kline	Milner
Brown	Ellis	Lee	Weathers
Bulger	Faulk	Lewis	Winkler
Burns			

—20.

Nays: Messrs. Higgins and Pride.—2.

Eighteenth amendment, to wit:

Amend section 1, subdivision 36, by striking out all of said subdivision after the word "factory," in line 1, and insert in lieu thereof the following words: "Shall pay one dollar per thousand on each one thousand dollars of its capital stock issued or capital employed in the business, provided the amount paid on franchise tax shall be deducted from this amount."

Mr. Hartwell moved to lay said amendment on the table, which prevailed, and said eighteenth amendment offered by the committee was laid on the table.

The nineteenth amendment, to wit:

Amend section 1, subdivision 47, by striking out the word "four," in line four, of said subdivision, and insert in lieu thereof the word "five."

Mr. Hartwell moved to lay this amendment on the table, which motion was lost.

Yeas, 12; nays, 19.

Yeas:

Messrs.:	Hall	Kline	Thach
Arrington	Hartwell	Lee	Wallace
Bulger	Key	Lewis	Weathers
Burns			—12.

Nays:

Messrs.:	Denson	Green	Judge
Bell	Easterly	Higgins	Lusk
Bonner	Ellis	Hill	Miller
Brown	Elrod	Hollis	Milner
Cooper	Faulk	Jones	Winkler
			—19.

And said nineteenth committee amendment was then adopted.

Yeas, 23; nays, 7.

Yeas:

Messrs.:	Easterly	Hollis	Lusk
Bell	Ellis	Holmes	Miller
Brown	Elrod	Jones	Milner
Bulger	Green	Judge	Wallace
Cooper	Higgins	Key	Weathers
Denson	Hill	Kline	Winkler
			—23.

Nays:
Messrs.: Bonner Hartwell Lewis
Arrington Burns Lee Thach
—7.

Pending the further consideration of said bill and amendments—

RESOLUTION.

Mr. Winkler offered the following resolution:

S. J. R. 154. Be it resolved by the Senate, the House concurring, that when the Legislature adjourns to-day it adjourn to Monday, August 30th, at twelve o'clock.

Which was read at length and referred to the Standing Committee on Rules.

RECESS.

At 1 o'clock P. M., on motion of Mr. Miller, the Senate took a recess until 3 o'clock P. M.

AFTERNOON SESSION—THIRTY-EIGHTH DAY.

Friday, August 27, 1915.

The Senate re-assembled at 3 o'clock P. M.

ROLL CALL.

On a call of the roll 25 Senators answered to their names, a quorum of the Senate.

BILL RECALLED AND RECONSIDERED.

On motion of Mr. Holmes:

H. 256. To prevent and punish the desecration, mutilation or improper use of the flag of the United States of America or the State of Alabama, or the Confederate flag or ensign.

Was recalled from the Committee on Judiciary and re-referred by the President of the Senate to the Standing Committee on Military.

INTRODUCTION OF BILLS.

Upon a call of districts bills were introduced, severally read one time and referred to appropriate standing committees, as follows:

By Mr. Hartwell:

S. 854. To provide and create a commission form of government and to authorize the adoption of the same in all counties of the State of Alabama; to regulate the selection and election of commissioners and their terms of office and retention in and recall from office; to provide for the selection of one commissioner as president of the board and the retention in office of certain officials; to fix the powers, duties and compensation of such commissioner; to punish improper conduct in connection with elections and petitions hereunder; to abolish the offices of tax assessor, tax collector, county treasurer and all other county offices except those where courts and schools are concerned, now held under the present form of county government in said counties, that adopt or have put in force for them this commission form of government; and generally to authorize and provide for the creation and maintenance of said commission form of government.

Committee on County and County Boundaries.

By Mr. Hill (by request:)

S. 855. To prevent applicants under twenty years of age, in case of males, and under eighteen years in case of females, from entering the University of Alabama on any basis other than through examinations, except in the case of those applicants, male and female, who come from a chartered university or college, and to establish uniform entrance requirements for admission to the University of Alabama.

Committee on Education.

By Mr. Holmes:

S. 856. To authorize persons who have practiced dentistry or dental surgery in the State of Alabama for twenty years or more to practice the same.

Committee on Public Health.

By Mr. Bonner:

S. 857. To further promote temperance and suppress the evils of intemperance, and to restrict the use, con-

sumption, receipt and possession and delivery of spirituous, vinous, malted, fermented, or other intoxicating liquors in this State, and other prohibited liquors and beverages; to prevent deliveries thereof to certain persons, and to prevent the storage or possession at defined places; to prevent evasions and to forfeit license of dealers in defined cases; to prevent the delivery of such liquors on certain days and during the hours of the day before eight o'clock in the morning, and after a defined hour in the afternoon; to prevent the use of fictitious names, and the names of others in ordering liquors, and to prescribe the method by which consignees may obtain deliveries upon making affidavit and signing receipts; and prescribing punishment for false swearing in making such affidavit; to prevent transfers by one person to another of certain papers or documents calling for the delivery of liquors; prescribing certain facts which shall constitute prima facie evidence that certain liquors are received or had in possession for sale or other disposition contrary to law, and restricting the quantity of liquors that may be received, had, or possessed at one time or within the period of fifteen consecutive days; and prescribing to what extent certain liquors may be received and possessed for personal or domestic use; preventing liability for non-delivery of liquors when the consignee has not made the affidavit and signed the receipt required by the act; prescribing the character and size of bottles or receptacles that must be used when certain defined quantities of liquors are received or had in possession; prescribing further regulations with reference to sale and possession of alcohol by druggists and physicians; declaring certain liquors and property to be contraband and providing for forfeiture and destruction; prescribing and regulating procedure and fixing punishment and penalties.

Committee on Temperance.

REPORTS OF COMMITTEES.

Mr. Key, chairman of the Standing Committee on Public Roads and Highways, reported that said com-

mittee, in sesison, had acted on the following bill and ordered same returned to the Senate with a favorable report, and it was read a second time and placed on the calendar, to wit:

By Mr. Shapiro:

H. 1393. To abolish the office of chief supervisor of public roads and bridges of Jefferson county, Alabama; provide for the transfer of the duties of said supervisor to the board of revenue of Jefferson county; for the transfer of all property, books, papers and files of said supervisor to said board of revenue; and to repeal an act entitled "An act to provide for the creation of the office of chief supervisor of public roads and bridges in Jefferson county; to define the powers and duties thereof, manner of appointment, and to improve the system of making and constructing roads and bridges," approved February 9, 1899.

Mr. Easterly, chairman of the Standing Committee on Public Health, reported that said committee, in session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to wit:

By Mr. Judge (by request):

S. 693. To provide for the inspection of milk or other dairy product by the cities and towns in the State of Alabama which now provide or which shall hereafter provide for the inspection of milk or dairy product for sale or distribution to the inhabitants of such city or town; provide for inspecting, testing and examining for disease or injury the herd producing such dairy product, and provide for condemning and slaughtering diseased animals of such herds, and providing the manner of paying for such as are slaughtered; provide for inspecting, examining and regulating dairies and dairy premises on which such products are produced; provide for prohibiting the sale of such dairy products in certain cases in such towns and cities, and provide penalties for the violation of the regulations and provisions relating thereto.

By Mr. Wallace:

S. 816. To amend section 706 and 707 of the printed Code of Alabama of 1907.

By Mr. Lavery:

H. 1022. To define and regulate the practice of optometry in the State of Alabama, and to punish violators thereof, to provide for a State board of examination and registration and to prescribe their duties.

By Mr. Stephenson:

H. 1082. To create for Walker county, Alabama, the office of full time health officer; to provide for the election of such health officer, and prescribing the term of office, duties, salary and expenses of such officer.

By Mr. Speir:

H. 432. To require apartments, buildings or premises occupied by persons suffering with or dying of tuberculosis on removal therefrom, to be disinfected.

By Mr. Brindley:

H. 880. To prevent the spread of tuberculosis by the creation of a tuberculosis commission, to provide for its organization and work, and to authorize the erection and maintenance of local hospitals under its supervision.

By Mr. Jones:

H. 1057. To give to the State board of health supervision and control over the source or sources of supply of all water works plants or systems operated by any person, firm, corporation or municipality operating water works, or supplying water for domestic purposes; to provide for the examination and analysis of the water so supplied to the public; to regulate the conditions upon which water works plants may be built, or the source of supply changed or enlarged; to prevent the furnishing of impure or polluted water to the public, and to provide for maintaining the purity of all public water supplies.

Mr. Thach, chairman of the Standing Committee on Military, reported that said committee, in session, had acted on the following bill and ordered same returned to the Senate with a favorable report, and it was read a second time and placed on the calendar, to wit:

By Mr. Shapiro:

H. 256. To prevent and punish the desecration, mutilation or improper use of the flag of the United States of America or the State of Alabama or the Confederate flag or ensign.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has passed the following bill:

H. 1381. To amend an act entitled "An act to amend ~~section 4546~~ of the Code of Alabama of 1907," approved April 24, 1911.

And ordered same sent forthwith to the Senate without engrossment.

W. F. Herbert,
Clerk.

HOUSE MESSAGE.

The House bill in the foregoing House message was read once and referred to appropriate standing committee, as follows:

H. 1381. To the Committee on Banking and Insurance.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has passed the following Senate bill:

S. 403. To amend an act entitled "An act to provide for State aid, regulation and supervision of the Mercy Home Industrial School for Girls, located at Birmingham, Alabama," approved April 15, 1911.

And returns same herewith to the Senate.

W. F. Herbert,
Clerk.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and adopted the following House resolution:

H. J. R. 210. Resolved by the House, the Senate concurring, that when the two Houses adjourn to-day, they adjourn to reconvene on Tuesday, August 31, 1915.

And sends same herewith to the Senate.

W. F. Herbert,
Clerk.

HOUSE MESSAGE.

Under a suspension of the rules H. J. R. 210, set out in the foregoing message from the House, was adopted and concurred in.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has amended as therein shown, and as amended has passed the following Senate bill:

S. 282. To authorize courts of county commissioners or boards of revenue in counties where there are no poor houses, to make provision for paupers or other indigent persons in their said counties.

And returns same herewith to the Senate.

W. F. Herbert,
Clerk.

HOUSE MESSAGE.

On motion of Mr. Holmes, the Senate non-concurred in the following House amendments to Senate bill 282, the title to which is set out in the foregoing message from the House, to wit:

Amend the bill by adding thereto this section:

It shall not be lawful for any court of county commissioners or board of revenue to let to the lowest bidder the maintenance of the poor.

Amend the title to the bill by adding:

“And to make appropriations to organized charitable institutions or associations.”

Amend the bill by adding section 2:

“Sec. 2. That courts of county commissioners or boards of revenue or other governing body of any county in this State shall have authority to make appropriations to organized charitable institutions or organizations for the support of the poor, whether such county has an established poorhouse or not.”

And requests Committee of Conference. The President of the Senate appointed as conferees on the part of the Senate, Messrs. Holmes, Lewis, and Bulger.

REPORT FROM COMMITTEE ON ENGROSSED BILLS.

Mr. President:

Your Standing Committee on Engrossed Bills, beg leave to report that said committee, in session, have examined and compared the following engrossed bills with the originals and find same correctly engrossed, to wit:

S. 545. To prescribe the number of judges of the circuit courts; the time of their election, and to regulate the procedure in circuit courts, and the appointment of registers thereof.

S. 558. To divide the State into judicial circuits for the circuit courts to be numbered and composed of counties named, and to fix the times and places for holding the courts therein.

S. 742. To pay the expenses of sheriffs for the arrest of defendants with contraband or prohibited liquors and beverages.

S. 762. To protect dippings vats within the State of Alabama.

S. 795. To amend an act entitled an act to provide for the construction, repairing, working and maintaining of the public roads and bridges in Madison county, Alabama, and to provide penalties for the violation thereof. Approved March 20th, 1911.

S. 805. To authorize the court of county commissioners of Etowah county to deposit monies of the county in solvent banks; to provide for security for such deposits and require the county treasurer to pay warrants therein in favor of such banks in making such deposits.

S. 809. To submit to the qualified voters of the State of Alabama at the general election to be held on the first Tuesday after the first Monday of November, 1916, for their consideration, an amendment to the Constitution of the State, fixing the salaries and compensations and allowances to be paid to the judge of probate, sheriff, the tax assessor, and the tax collector of Mobile county, requiring the said officers to cover the fees collected by them into the county treasury of Mobile county, and authorizing and empowering the Legislature thereafter to fix and regulate and alter the costs, charges and fees and salaries of such officers, including the method and basis of their compensation.

S. 811. To amend section 1421 of the Code of Alabama of 1907.

S. 821. To abolish the office of treasurer of Geneva county; to require the county funds to be deposited in some national or State bank, or with some individual, in the county of Geneva, as the commissioners court of said county of Geneva may elect, and to provide for the custody of such funds.

S. 827. To authorize the court of county commissioners of Calhoun county to appropriate funds for aiding farm demonstration, animal industry, domestic science and all other work for improving farm life, and organizing farm club life.

S. 832. To amend an act entitled an act "to amend section 3231 of the Code of Alabama, approved April 6th, 1911."

W. J. Price,
Chairman.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has non-concurred in the Senate amendment to the bill:

H. 850. To provide for the assessment, valuation and equalization of values of real and personal property for taxation, and for this purpose to create a State board of equalization, to prescribe the powers and duties of said board, to create a board of equalization for each county, and to prescribe the powers and duties of said boards, to provide for the collection of taxes, the sale of property for taxes, the redemption from such sales, to further provide for the general revenues, and to repeal all laws in conflict with this act.

And the House requests a Committee of Conference on the disagreement of the two Houses on the Senate amendment to said bill:

And said bill, together with the Senate amendment is herewith returned to the Senate.

W. F. Herbert,
Clerk.

HOUSE MESSAGE.

On motion of Mr. Hartwell, the Senate accedes to the request of the House for a Committee of Conference on the disagreement of the two Houses on the Senate amendments to H. 850, the title of which is set out in the foregoing message from the House, and that said Committee of Conference be composed of five members of the Senate. The President of the Senate thereupon appointed as conferees on the part of the Senate, Messrs. Hartwell, Key, Bell, Lee, and Bulger.

REPORT FROM RULES COMMITTEE.

Mr. Jones, chairman of the Standing Committee on Rules, reported that said committee, in session, had acted on the following resolutions and ordered same returned to the Senate with a favorable report, to wit: By Mr. Bulger:

S. R. 142. Amending Senate Rule 42.

And upon his motion said resolution was adopted and the report of the committee concurred in.

Also,

H. J. R. 151. Memorializing Congress regarding the Mississippi floods.

And upon his motion, said resolution was adopted and the report of the committee concurred in.

POSTPONEMENT OF SPECIAL ORDER.

S. R. 151, made a special order for 3 o'clock to-day, was, upon motion of Mr. Bonner, postponed until after the Senate had disposed of House Bill No. 851.

REPORT FROM COMMITTEE ON ENROLLED BILLS.

Mr. President:

Your Standing Committee on Enrolled Bills, beg leave to report that said committee, in session, have compared the following enrolled bills with the engrossed and original bills, respectively, and find same correctly enrolled, to wit:

S. 564. To amend section 1842 of the Code of Alabama.

S. 746. To change and extend the corporate limits of the town of Georgiana, in the county of Butler and State of Alabama.

C. H. Miller,
Chairman.

SIGNING OF BILLS.

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the secretary of the Senate, signed the following bills:

S. 564. To amend section 1842 of the Code of Alabama.

S. 746. To change and extend the corporate limits of the town of Georgiana, in the county of Butler and State of Alabama.

UNFINISHED BUSINESS.

The Senate proceeded to consider the unfinished business of the morning session, which was H. 851 and the committee amendments thereto:

The twentieth amendment, to wit:

Amend section 1, subdivision 55, by striking out the entire subdivision.

Was adopted.

Yeas, 21; nays, 2.

Yeas:

Messrs.:	Easterly	Judge	Miller
Arrington	Ellis	Key	Price
Brown	Faulk	Kline	Pride
Bulger	Hartwell	Lee	Thach
Burns	Higgins	Lusk	Weathers
Denson	Holmes		

—21.

Nays: Messrs. Green and Lewis.—2.

The twenty-first amendment, to wit:

Amend section 1, subdivision 57, by inserting after the word "transients and before the words "shall pay," in line 1, the words: "Containing twenty bed rooms or more."

Was adopted.

Yeas, 21; nays, 0.

Yeas:

Messrs.:	Ellis	Hill	Lusk
Arrington	Faulk	Judge	Miller
Brown	Green	Kline	Price
Bulger	Hall	Lee	Wallace
Denson	Hartwell	Lewis	Weathers
Easterly	Higgins		

—21.

Nays, 0.

The twenty-second amendment, to wit:

Amend section 1, subdivision 59, paragraph "B," of said subdivision 59, on line 4, of said paragraph, by striking out after the words "this State," down to and including the words "elsewhere," on line 7, of said paragraph, and insert in lieu thereof: "And any such insurance company paying a tax on its real or personal property or shares may deduct the same from this tax."

Amend said paragraph further by striking out the words "four dollars," in line 3, from the bottom of page 9 of the bill, and insert in lieu thereof the words "eight dollars."

Amend said paragraph further by striking out the word "four," where it appears in line 2, from the top of page 10, and insert in lieu thereof the word "eight."

Was adopted.

Yeas, 14; nays, 11.

Yeas:

Messrs.:	Easterly	Holmes	Miller
Brown	Hartwell	Kline	Wallace
Bulger	Higgins	Lewis	Weathers
Denson	Hill	Lusk	

—14.

Nays:

Messrs.:	Ellis	Jones	Lee
Arrington	Faulk	Judge	Price
Burns	Green	Key	Thach

—11.

The twenty-third amendment, to wit:

Amend section 1, subdivision 61, by striking out all of said subdivision after the word 'factory,' in line 1 of said subdivision, and insert in lieu thereof the words "one dollar per annum for each ton capacity per day."

Was adopted.

Yeas, 20; nays, 0.

Yeas:

Messrs.:	Green	Jones	Lusk
Arrington	Hall	Key	Miller
Bulger	Hartwell	Kline	Price
Burns	Higgins	Lee	Weathers
Denson	Holmes	Lewis	Winkler
Easterly			

—20.

Nays, 0.

The twenty-fourth amendment, to wit:

Amend section 1, subdivision 64, by striking out all of said subdivision and insert in lieu thereof the following: "For each junk dealer in cities and towns of over fifty thousand inhabitants, two hundred dollars; in cities and towns of less than fifty thousand inhabitants and over ten thousand inhabitants, one hundred dollars; in cities and towns of three thousand and less than ten thousand inhabitants, fifty dollars; in cities and towns under three thousand inhabitants, or within ten miles thereof, twenty dollars. Each junk dealer, his agent, clerk, or employe, shall keep a book open to inspection, in which he shall make entries of all articles of railroad iron and brass, pieces of machinery and plumbing material, electric light and gas fixtures, green hides, purchased by him, together with the name of the party from whom purchased; and upon failure to keep such book or record, and produce it on demand, the dealer shall forfeit his license. Each junk dealer,

his agent, clerk or employee to whom any new and unused articles or railroad iron and brass and pieces of machinery, electric light and gas fixtures, or green hides shall be presented for sale, shall notify the police authorities that such articles are offered for sale immediately thereafter; otherwise his license shall be forfeited."

Was adopted.

Yeas, 12; nays, 6.

Yeas:

Messrs.:	Burns	Faulk	Higgins	
Arrington	Denson	Hall	Holmes	
Bonner	Easterly	Hartwell	Lusk	
Bulger				—12.

Nays:

Messrs.:	Key	Lewis	Weathers	
Ellis	Lee	Thach		—6.

The twenty-fifth amendment, to wit:

Amend section 1, subdivision 67, by striking out the word "ten," where it occurs, and insert in lieu thereof the word "twenty-five."

Was adopted.

Yeas, 17; nays, 3.

Yeas:

Messrs.:	Easterly	Key	Milner	
Arrington	Ellis	Kline	Price	
Bonner	Faulk	Lee	Wallace	
Bulger	Hall	Lusk	Weathers	
Cooper	Hartwell			—17.

Nays:

Messrs.:	Higgins	Lewis	Thach	
				—3.

The twenty-sixth amendment, to wit:

Sec. 681½. Each person, firm, or corporation doing a mercantile business and keeping a stock of goods, wares, or merchandise on hand, and commonly known as 'merchants,' shall pay to the State a license tax

equal to 75 cents per thousand, or fractional part thereof, of the assessed value of such stock of goods, wares or merchandise, returned for taxation for the preceding year.

Mr. Key moved to lay this amendment on the table, which motion prevailed, and amendment No. 26, offered by the committee, was laid upon the table.

Twenty-seventh amendment, to wit:

Amend section 1, subdivision 72, paragraph "F," by striking out in line 4 of said paragraph, the words "two and one-half," and insert in lieu thereof the word "five."

Mr. Key made a motion to lay said amendment on the table, which motion was lost.

Yeas, 7; nays, 20.

Yeas:

Messrs.:	Denson	Hall	Jones	
Bulger	Green	Higgins	Key	—7.

Nays:

Messrs.:	Ellis	Lee	Price	
Arrington	Faulk	Lewis	Thach	
Bonner	Hartwell	Lusk	Wallace	
Brown	Hill	Miller	Weathers	
Burns	Kline	Milner	Winkler	—20.
Easterly				

And said committee amendment No. 27, was then adopted.

Yeas, 25; nays, 2.

Yeas:

Messrs.:	Easterly	Kline	Price	
Arrington	Ellis	Lee	Pride	
Bonner	Faulk	Lewis	Thach	
Brown	Hall	Lusk	Wallace	
Bulger	Hartwell	Miller	Weathers	
Burns	Higgins	Milner	Winkler	—25.
Denson	Judge			

Nays: Messrs. Greene and Key.—2.

Twenty-eighth amendment, to wit:

Amend section 1, subdivision 74, by inserting after the word "person," in line 1, the following words: "Firm, corporation, or agency."

Was adopted.

Yeas, 23; nays, 0.

Yeas:

Messrs.:	Faulk	Hollis	Lusk
Arrington	Green	Judge	Miller
Bulger	Hall	Key	Pride
Burns	Hartwell	Kline	Thach
Denson	Higgins	Lee	Weathers
Ellis	Hill	Lewis	Weathers

—23.

Nays, 0.

The twenty-ninth amendment, to wit:

Amend section 1, subdivision 85, by striking out all of said subdivision, and add in lieu thereof the following: "For every person, firm or corporation dealing in rifles, rifle cartridges, noiseless guns, or air rifles, whether principal stock in trade or not, twenty-five dollars; and every person, firm or corporation dealing in pistols, pistol cartridges, bowie knives, dirk knives, brass knucks, or knucks of like kind, whether principal stock in trade or not, shall pay a license tax of five hundred dollars."

Was adopted.

Yeas, 25; nays, 1.

Yeas:

Messrs.:	Ellis	Holmes	Lusk
Arrington	Faulk	Judge	Miller
Bonner	Green	Key	Price
Brown	Hall	Kline	Wallace
Burns	Hartwell	Lee	Weathers
Denson	Higgins	Lewis	Winkler
Easterly	Hill		

—25.

Nay: Mr. Pride.—1.

Thirtieth amendment, to wit:

Amend section 1, subdivision 88, by striking out in line 2 the words "twenty-five," and insert in lieu thereof the word "fifty."

Was adopted.

Yeas, 23; nays, 0.

Yeas:

Messrs.:	Easterly	Higgins	Lewis
Arrington	Ellis	Hill	Lusk
Bonner	Faulk	Jones	Miller
Bulger	Green	Judge	Price
Cooper	Hall	Key	Wallace
Denson	Hartwell	Kline	Weathers

—23.

Nays, 0.

The thirty-first amendment, to wit:

Amend section 1 by inserting between subdivisions 93 and 94, subdivision 93½, as follows:

93½. Each person, firm or corporation operating a railroad shall pay to the State a license tax equal to 75 cents per thousand on the assessed value of all the property for the preceding year in this State of such person, firm or corporation, including tangible and intangible. Such license tax shall be paid to the probate judge of any county where any such person, firm or corporation does business, and the application for such license shall be accompanied by a statement made by president or manager of the corporation or by the owner thereof, giving the name of the person, firm or corporation owning and operating such railroad, the principal place of business thereof, together with a statement under oath of the amount of the assessed value of such property of said person, firm or corporation for the preceding year. The books of every person, firm or corporation operating a railroad in this State shall be at all times open to the inspection of the State board of equalization. Any person failing to make such sworn statement or wilfully making a false statement of matters required under this section shall be guilty of a misdemeanor, and upon conviction therefor, shall be

fined not exceeding \$500.00 and shall also forfeit to the State three times the amount of the license of said railroad. Provided that any corporation operating a railroad shall be allowed a credit on such license of any amount of corporation franchise tax paid by it for said year, as shown by certificate of judge of probate."

Mr. Hill offered the following amendment to said thirty-first committee amendment, to wit:

Amend the amendment by striking out the word "assessed" in line 3 of the amendment.

Which was adopted.

And said thirty-first amendment offered by the committee, as thus amended, was adopted.

Yeas, 21; nays, 2.

Yeas:

Messrs.:	Ellis	Hill	Miller
Arrington	Faulk	Judge	Price
Bonner	Green	Key	Pride
Bulger	Hall	Kline	Weathers
Cooper	Hartwell	Lusk	Winkler
Easterly	Higgins		

—21.

Nays: Messrs. Lee and Thach.—2.

The thirty-second amendment, to wit:

Amend said section 1 by striking out all of subdivision 99, after the figures "99," and insert in lieu thereof the following:

"Each person, firm or corporation engaged in the business of selling soft drinks in a store or stand, conducting what is commonly known and called soda fountains, including the right to sell at retail non-alcoholic, carbonated or other soft drinks kept on hand and sold in bottles, shall pay annually to the State a license tax equal to one-quarter of one per cent. of gross receipts from the sales of such drinks during the preceding year, but in no case to be less than five dollars. Such license tax shall be paid to the probate judge of the county in which such person, firm or corporation sells any of such drinks, and application for such license shall be accompanied by a statement made by the

president or chief officer of the corporation, or by the owner thereof, giving the name of the person, firm or corporation owning such business or soda fountain, and the principal place of business thereof, together with a statement under oath showing the amount of gross receipts from sales of such drinks during the preceding year. The books of every person, firm or corporation conducting a soda fountain shall be at all times open to the inspection of the State board of equalization and license inspector of the county. Any person, firm or corporation failing to make such sworn statement or wilfully making a false statement of gross receipts from the sales of such drinks during the preceding year, shall be guilty of a misdemeanor, and upon conviction therefor shall be fined not exceeding five hundred dollars, and shall forfeit to the State three times the amount of the license due under this act; provided that any person, firm or corporation selling said non-alcoholic or carbonated drinks shall pay a license tax of five dollars for the first year, and thereafter on gross receipts for the preceding year as hereinabove provided."

Mr. Hartwell offered the following substitute for said committee amendment, to wit:

Amend said act by striking out subdivision 99, of section one, and insert in lieu thereof the following:

Each person, firm or corporation engaged in the business of selling soft drinks in a store or stand conducting what is commonly known and called a "soda fountain" shall pay annually the following licenses:

In unincorporated places and in towns and cities of not over five thousand inhabitants, \$5.00; in cities of five thousand and not over fifteen thousand inhabitants, \$7.50; in cities of over fifteen thousand and not over twenty-five thousand inhabitants, \$10.00; in cities of over twenty-five thousand and not more than fifty thousand inhabitants, \$15.00; provided that in all places where the investment in the business is less than \$1,000.00 the license shall be only \$5.00.

Mr. Bulger moved to indefinitely postpone the consideration of the amendment offered by Mr. Hartwell to the committee amendment No. 32.

Mr. Kline moved to lay the motion made by Mr. Bulger on the table, which was lost.

Yeas, 9; nays, 18.

Yeas:

Messrs.:	Judge	Lewis	Wallace
Hartwell	Kline	Pride	Winkler
Hill	Lee		

—9.

Nays:

Messrs.:	Burns	Faulk	Lusk
Arrington	Denson	Green	Miller
Bonner	Easterly	Hall	Price
Brown	Ellis	Higgins	Thach
Bulger	Elrod	Key	

—18.

The Senate demanded a division of the question.

Whereupon, the motion to indefinitely postpone the consideration of the Hartwell amendment prevailed, and said amendment was indefinitely postponed.

Yeas, 14; nays, 13.

Yeas:

Messrs.:	Bulger	Elrod	Key
Arrington	Burns	Faulk	Lusk
Bonner	Denson	Green	Miller
Brown	Ellis	Higgins	

—14

Nays:

Messrs.:	Hill	Lewis	Thach
Easterly	Judge	Price	Wallace
Hall	Kline	Pride	Winkler
Hartwell	Lee		

—13.

The committee amendment No. 32 was then also indefinitely postponed.

Yeas, 18; nays, 2.

Yeas:

Messrs.:	Ellis	Higgins	Lusk
Arrington	Elrod	Hill	Miller
Brown	Faulk	Key	Milner
Bulger	Green	Kline	Wallace
Denson	Hartwell	Lee	

—18.

Nays: Messrs. Easterly, Pride.—2.

The thirty-third amendment, to wit:

Amend said section 1 by striking out subdivision 101.

Was adopted.

Yeas, 17; nays, 4.

Yeas:

Messrs.:	Denson	Higgins	Lewis	
Arrington	Ellis	Judge	Lusk	
Bonner	Elrod	Kline	Price	
Bulger	Hall	Lee	Wallace	
Burns	Hartwell			—17.

Nays:

Messrs.:	Green	Key	Winkler	
Faulk				—4.

The thirty-fourth amendment, to wit:

Amend section 1, subdivision 102, by striking out the words "thirty-five," and insert in lieu thereof "100."

Mr. Ellis moved to lay this amendment on the table, which was lost.

Yeas, 4; nays, 18.

Yeas:

Messrs.:	Bulger	Ellis	Green	
Arrington				—4.

Nays:

Messrs.:	Faulk	Judge	Miller	
Brown	Hartwell	Key	Price	
Denson	Higgins	Kline	Pride	
Easterly	Hill	Lewis	Wallace	
Elrod	Hollis	Lusk		—18.

And said thirty-fourth amendment offered by the committee was then adopted.

Yeas, 20; nays, 2.

Yeas:

Messrs.:	Easterly	Higgins	Lee	
Arrington	Elrod	Hill	Lewis	
Bonner	Faulk	Hollis	Lusk	
Brown	Hall	Key	Miller	
Bulger	Hartwell	Kline	Wallace	
Denson				—20.

Nays: Messrs. Ellis, Green.—2.

The thirty-fifth amendment, to wit:

Amend section 1, subdivision 105, by striking out all of said subdivision.

Was adopted.

Yeas, 12; nays, 9.

Yeas:

Messrs.:	Easterly	Hill	Lewis
Arrington	Hartwell	Key	Miller
Bulger	Higgins	Kline	Wallace
Denson			

—12.

Nays:

Messrs.:	Elrod	Hall	Lewis
Brown	Faulk	Lee	Pride
Ellis	Green		

—9.

The thirty-sixth amendment, to wit:

Amend section 1, subdivision 111, by inserting after the word "inhabitants," in line 9, of said subdivision, the following: "And less than sixty thousand inhabitants, one hundred dollars; and in cities of more than sixty thousand inhabitants."

Amend said subdivision further by adding at the end of said subdivision the following: "Provided that whenever the municipal authorities shall authorize them to operate on Sunday, the license shall be double the amount hereinbefore set out."

Was adopted.

Yeas, 20; nays, 1.

Yeas:

Messrs.:	Faulk	Hollis	Lusk
Arrington	Green	Judge	Miller
Brown	Hall	Key	Pride
Bulger	Hartwell	Kline	Wallace
Denson	Higgins	Lee	Winkler
Elrod			

—20.

Nay: Mr. Lusk.—1.

The thirty-seventh amendment, to wit:

Amend section 1, subdivision 112, by inserting after the words "on hand," in line 5, the words "by himself or another for redemption or."

Was adopted.

Yeas, 19; nays, 0.

.....

Yeas:

Messrs.:	Ellis	Hartwell	Lusk
Arrington	Elrod	Judge	Miller
Bonner	Faulk	Key	Pride
Brown	Green	Kline	Wallace
Denson	Hall	Lewis	Winkler

—19.

The thirty-eighth amendment, to wit:

Amend said act by striking out section 6, and insert in lieu thereof the following:

Sec. 6. That the State board of equalization is hereby authorized and empowered to appoint a license inspector for each county whose duty shall be to scrutinize the records and stubs kept in the office of the judge of probate, and if it shall be reported to any license inspector or come to his knowledge that any person, persons, firms or corporations have failed or refused to take out licenses as required by law, the license inspector shall report the same to the judge of probate, who shall forthwith cite such delinquent to appear before them and take out such license. If such delinquent shall fail or refuse to take out license, the license inspector shall institute or cause to be instituted criminal proceedings against such delinquent, before any court having jurisdiction of such offense. In case of emergency, the license inspector must commence the criminal proceedings in the first place. For performing the duties required by this section the license inspectors are entitled for each case brought before the probate judges to be paid by the delinquent, in addition to the license, fifteen per cent. of the amount of the license so collected from each delinquent. And if a criminal prosecution shall be commenced, either by information or indictment, the license inspector shall be paid fifteen per cent. of the penalty prescribed in such case, all cost and penalty to be paid in money; but in all proceedings under this section, the license shall not be delinquent before the first day of November of each year.

Was adopted.

Yeas, 22; nays, 0.

Yeas:

Messrs.:	Elrod	Hill	Miller
Arrington	Faulk	Hollis	Price
Brown	Green	Judge	Pride
Bulger	Hall	Key	Wallace
Denson	Hartwell	Kline	Winkler
Ellis	Higgins	Lusk	—22.

Nays, 0.

Mr. Kline offered the following amendment to said bill, to wit:

Amend section 87 of the bill entitled "A bill to be entitled an act to fix the license or privilege tax to be paid by every person, firm, company, corporation or association engaged in any business, etc., by inserting the words "sewing machines" after the word "pianos;" and also adding after the word "article" the words, "and for each wagon and team used for delivering the same, an additional sum in each county of ten dollars."

Which was adopted.

Yeas, 23; nays, 1.

Yeas:

Messrs.:	Denson	Judge	Miller
Arrington	Elrod	Key	Milner
Bonner	Hartwell	Kline	Price
Brown	Higgins	Lee	Pride
Bulger	Hill	Lewis	Wallace
Burns	Jones	Lusk	Winkler
			—23.

Nay: Mr. Green.—1.

Mr. Higgins offered the following amendment to said bill as amended, to wit:

Amend section 1, subdivision 68, strike out "fifty," in line 1, and insert "one hundred and fifty."

Which was adopted.

Yeas, 21; nays, 0.

Yeas:			
Messrs.:	Elrod	Key	Miller
Arrington	Faulk	Kline	Milner
Bonner	Green	Lee	Price
Bulger	Hartwell	Lewis	Pride
Denson	Higgins	Lusk	Winkler
Easterly	Judge		

—21.

Nays, 0.

Mr. Winkler offered the following amendment to said bill, as amended:

Amend by striking out section 96.

Pending the consideration of which:

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bills:

H. 500. To regulate appeals in criminal cases from inferior criminal courts and municipal courts and to provide for the trial of same in the appellate court.

H. 101. To require all county solicitors, all circuit solicitors, any solicitors of any court of record to give opinions to all county officials on all matters connected with their offices, except in suits against official bonds.

Also,

H. 1135. To amend the game laws of the State of Alabama in so far as they apply to the county of Mobile, State of Alabama.

And sends the same to the Senate with notice and proof attached, and herewith exhibited as follows:

NOTICE TO THE PUBLIC.

Application will be made to the Legislature of Alabama at its present session for the passage of the following law for the counties of Baldwin and Mobile in the State of Alabama.

AN ACT

To amend the game laws of the State of Alabama in so far as they apply to the counties of Baldwin and Mobile, State of Alabama.

Be it enacted by the Legislature of Alabama:

Section first. No person or persons shall, in the counties of Baldwin and Mobile, injure, kill, or hunt or destroy by any means whatsoever or have or be in possession of the following game birds except between the following dates: Wild turkey gobblers, December 1st to April 1st following; quail (Bob White partridge) from November 1st to March 1st following; doves from November 1st to March 1st following; swan, geese, brant, ducks, rails, coots, mud hens, sand pipers, woodcock and curlews or other shore birds, November 1st to March 1st following; snipe and plover, November 1st to May 1st following.

Any person who violates any of the provisions of this section shall be deemed guilty of a misdemeanor, and upon conviction shall be punished by a fine of not less than ten dollars nor more than twenty-five dollars for each offense.

Section two. Any person who shall, in the counties of Baldwin or Mobile, kill or attempt to kill any doe or female deer or wild turkey hen, or who shall kill any deer between February 1st and November 1st in each calendar year, or who shall use any artificial light in hunting or killing deer shall be guilty of a misdemeanor, and upon conviction be punished by a fine or not less than ten dollars nor more than fifty dollars, and having such light on the head or any part of the body while hunting shall be prima facie evidence of the violation of the last subdivision of this section.

Section three. Any person who shall, in the counties of Baldwin or Mobile, at any time make use of any pitfall, deadfall, scaffold, cage, snare, trap, trapnet, salt lick pen, baited hook, or baited field, or any other similar device or any drug, poison, chemicals or explosives for the purpose of injuring, capturing or killing any birds or animals protected by the game laws of the State of Alabama, except as otherwise expressly provided by

law shall be guilty of a misdemeanor and on conviction shall be punished by a fine of not less than five dollars nor more than twenty-five dollars for each offense.

Section four. Any person who shall, in the counties of Baldwin or Mobile, pursue kill or injure or destroy or capture in any way or have in his possession any fox squirrel, black squirrel, gray squirrel, except from November 1st to the following March 1st of each year, when they may be killed; or who shall pursue, injure, capture or destroy any such squirrel at any time in any public or private park shall be guilty of a misdemeanor, and upon conviction shall be punished by a fine of not less than five dollars nor more than twenty-five dollars; that any person may protect his premises from the ravages and depredations of this animal at any time or in any way.

Section five. Any person who, in the counties of Baldwin or Mobile, hunts on the land of another without first having obtained from the owner or the agent thereof a written permission so to do shall be guilty of a misdemeanor and shall be fined not less than ten dollars nor more than twenty-five dollars; provided, however, that no arrests shall be made or warrants obtained or prosecution had under this section unless the written consent to the same shall be first obtained from the owner or agent thereof in charge of said land, which written consent must be filed in the court in which the proceedings are to be held at or prior to the arrests or the commencement of the prosecution.

Section six. That all laws or parts of laws, general or special, contrary to the provisions of this act be and the same are hereby repealed.

AFFIDAVIT OF PUBLICATION.

State of Alabama, }
 Mobile County. }

Ralph R. Buvinger, being duly sworn, deposes and says that he is the publisher of The Mobile Item, a daily newspaper published at Mobile, Mobile county, Alabama; that the notice hereto attached of "Notice

to the Public" of an act to amend the game laws of The State of Alabama, in so far as they apply to the counties of Baldwin and Mobile, in the State of Alabama, was published in said newspaper four (4) consecutive weeks beginning with the issue of May 29th, 1915, and June 5th, 12th, and 19th, as per clipping attached hereto.

Ralph R. Buvinger,
Publisher.

Subscribed and sworn to by Ralph R. Buvinger, this 15th day of July, 1915.
(Seal.)

M. P. Dowling,
Notary Public.

NOTICE TO THE PUBLIC.

Application will be made to the Legislature of Alabama at its present session for the passage of the following law for the counties of Baldwin and Mobile in the State of Alabama.

AN ACT

To amend the game laws of the State of Alabama in so far as they apply to the counties of Baldwin and Mobile, State of Alabama.

Be it enacted by the Legislature of Alabama:

Section first. No person or persons shall, in the counties of Baldwin and Mobile, injure, kill, or hunt or destroy by any means whatsoever or have or be in possession of the following game birds except between the following dates: Wild turkey gobblers, December 1st to April 1st following; quail (Bob White partridge) from November 1st to March 1st following; doves from November 1st to March 1st following; swan, geese, brant, ducks, rails, coots, mud hens, sand pipers, woodcock and curlews or other shore birds, November 1st to March 1st following; snipe and plover, November 1st to May 1st following.

Any person who violates any of the provisions of this section shall be deemed guilty of a misdemeanor, and

upon conviction shall be punished by a fine of not less than ten dollars nor more than twenty-five dollars for each offense.

Section two. Any person who shall, in the counties of Baldwin or Mobile, kill or attempt to kill any doe or female deer or wild turkey hen, or who shall kill any deer between February 1st and November 1st in each calendar year, or who shall use any artificial light in hunting or killing deer shall be guilty of a misdemeanor, and upon conviction be punished by a fine or not less than ten dollars nor more than fifty dollars, and having such light on the head or any part of the body while hunting shall be prima facie evidence of the violation of the last subdivision of this section.

Section three. Any person who shall, in the counties of Baldwin or Mobile, at any time make use of any pitfall, deadfall, scaffold, cage, snare, trap, trapnet, salt lick pen, baited hook, or baited field, or any other similar device or any drug, poison, chemicals or explosives for the purpose of injuring, capturing or killing any birds or animals protected by the game laws of the State of Alabama, except as otherwise expressly provided by law shall be guilty of a misdemeanor and on conviction shall be punished by a fine of not less than five dollars nor more than twenty-five dollars for each offense.

Section four. Any person who shall, in the counties of Baldwin or Mobile, pursue kill or injure or destroy or capture in any way or have in his possession any fox squirrel, black squirrel, gray squirrel, except from November 1st to the following March 1st of each year, when they may be killed; or who shall pursue, injure, capture or destroy any such squirrel at any time in any public or private park shall be guilty of a misdemeanor, and upon conviction shall be punished by a fine of not less than five dollars nor more than twenty-five dollars; that any person may protect his premises from the ravages and depredations of this animal at any time or in any way.

Section five. Any person who, in the counties of Baldwin or Mobile, hunts on the land of another without first having obtained from the owner or the agent there-

of a written permission so to do shall be guilty of a misdemeanor and shall be fined not less than ten dollars nor more than twenty-five dollars; provided, however, that no arrests shall be made or warrants obtained or prosecution had under this section unless the written consent to the same shall be first obtained from the owner or agent thereof in charge of said land, which written consent must be filed in the court in which the proceedings are to be held at or prior to the arrests or the commencement of the prosecution.

Section six. That all laws or parts of laws, general or special, contrary to the provisions of this act be and the same are hereby repealed.

AFFIDAVIT OF PUBLICATION.

State of Alabama, }
Baldwin County. }

Abner J. Smith, being duly sworn, deposes and says that he is the publisher of The Baldwin Times, a weekly newspaper published at Bay Minette, Baldwin county, Alabama; that the notice hereto attached, or "Notice to the Public" of an act to amend the game laws of the State of Alabama in so far as they apply to the counties of Baldwin and Mobile, in the State of Alabama, was published in said newspaper for four consecutive weeks, beginning with the issue dated 3rd day of June, 1915, Vol. 26, No. 15, and also published in the issue dated 10th day of June, 1915, Vol. 26, No. 16, and in the issue dated 17th day of June, 1915, Vol. 26, No. 17, and in the issue dated 24th day of June, 1915, Vol. 26, No. 18.

Abner J. Smith,

Subscribed and sworn to by Abner J. Smith, this 25th day of June, 1915.

T. W. Richerson,
Clerk of the Circuit Court of Baldwin County, Ala.

Also,

H. 1349. For the relief of S. Y. Lamberth, former clerk of the circuit and county courts of Clay.

And sends the same to the Senate with notice and proof attached, and herewith exhibited as follows:

NOTICE.

Notice is hereby given that application will be made to the Legislature to pass a bill to relieve S. Y. Lamberth and his bondsmen, from the payment of two judgments in the city court of Montgomery, amounting to sixty-five dollars, for money paid out by said Lamberth while clerk of the circuit and county court of Clay. Said money being paid out to the proper parties, but for technical reasons was charged to said Lamberth.

State of Alabama, }
Clay County. }

Before me, W. L. Runyan, clerk of the circuit court of said county, personally appeared B. W. Sims, who, being duly sworn, says that he is the publisher of the Ashland Progress, a newspaper published in Ashland, Clay county, Alabama, and that the notice hereto attached of the intention to introduce in the Legislature of Alabama a bill for the relief of S. Y. Lamberth from the payment of certain judgments, in the city court of Montgomery has been published in said paper for four successive weeks, beginning with the issue of June the 11th and ending with the issue of July the 2nd.

B. W. Sims.

Sworn to and subscribed before me, this
(Seal.) the 6th day of July, 1915.

W. L. Runyan,
Clerk Circuit Court.

Also,

H. 1447. To amend an act to establish the Warrior Agricultural District in Tuscaloosa county, to provide for the securing of the same and the management of its affairs, and to levy taxes for maintaining the same, approved March 5th, 1901.

And sends the same to the Senate with notice and proof attached, and herewith exhibited as follows:

NOTICE OF LOCAL LAW.

Notice is hereby given that at the present session of the Legislature of the State of Alabama, there will be introduced a bill to be entitled "An act to amend an act to establish the Warrior Agricultural District in Tuscaloosa county, to provide for the securing of the same, and the management of its affairs and to levy taxes for maintaining the same, approved March 5th, 1901, and found on page 241 of Acts of the Legislature of Alabama of 1901; repealing that portion of section 11 of said act of 1901, which provides that livestock held, owned and kept outside of said district by persons who do not own, cultivate or control any land in said district shall not be subject to the provisions of said act, where such livestock entered said district at a point where there was no fence, or at a point where the fence was in bad condition; and rendering subject to all of the provisions of said act, all livestock wherever or by whomsoever kept or owned, irrespective of whether or not said district is enclosed by a fence. or the condition of the fence."

State of Alabama, }
Tuscaloosa County. }

I, John R. Bealle, manager of the West Alabama Breeze, a newspaper published weekly at Northport, Tuscaloosa county, Alabama, do solemnly swear that the above notice, as per clipping attached above, was published weekly in the regular and entire issue of said newspaper and not in any supplement thereof, for four (4) consecutive weeks, commencing with the issue dated January 27th, 1915, and ending with the issue dated February 17th, 1915.

John R. Bealle,

Subscribed and sworn to before me, this
(Seal.) 10th day of August, 1915.

W. E. Wilkinson,
Notary Public in and for Tuscaloosa County, Ala.

Also,

H. 1434. To prevent any person from hauling logs or timber on a two-wheel vehicle over the improved high-

ways of Mobile county, making the violation of such act a misdemeanor and providing that the act take effect from and after its passage and approval by the Governor.

And sends the same to the Senate with notice and proof attached, and herewith exhibited as follows:

To Whom it May Concern:

Notice is hereby given that an act will be introduced before the present Legislature, for the purpose of being enacted into a law, said act being in substance as follows:

AN ACT

To prevent any person from hauling logs or timber on a two-wheel vehicle over the improved highways of Mobile county, making the violation of such act a misdemeanor, and providing that the act take effect from and after its passage and approval by the Governor.

Section 1. Be it enacted by the Legislature of Alabama, that it shall be unlawful for any person to haul timber or logs on a two-wheel vehicle over any of the improved highways of Mobile county, Alabama.

Sec. 2. That any person who violates the provisions of section 1 of this act shall be deemed guilty of a misdemeanor.

That this act shall take effect from and after its passage and approval by the Governor. 7:9-16-23-30

State of Alabama, }
Mobile County. }

Before me, M. P. Dowling, a notary public in and for said State and county, this day personally appeared Robert L. Spotswood, known to me to be the advertising bookkeeper of the Mobile Item, a newspaper published in the city and county of Mobile, State of Alabama, who, being by me duly sworn, deposes and says that the attached notice to prevent two wheel vehicles from hauling logs over improved roads of Mobile county, was published once a week for four consecutive weeks in the said Mobile Item before the making of this affidavit.

Robert L. Spotswood.

Sworn and subscribed to before me, this 11th day of August, 1915.

M. P. Dowling,
Notary Public, Mobile County, Ala.

Also,

H. 1233. To provide for the trials of misdemeanors in the county court of Lamar county, and the transfer of all cases now pending in the circuit court of said county to said county court, to provide for the fees in said county court of the clerk, deputy solicitor, and the sheriff of said county.

And sends the same to the Senate with notice and proof attached, and herewith exhibited as follows:

NOTICE.

Is hereby given that the following bill will be introduced for passage in the Legislature of Alabama, convening on July 13, 1915.

AN ACT

To be entitled an act to provide for the trials of misdemeanors in the county court of Lamar county, and the transfer of all cases now pending in the circuit court of said county to said county court, to provide for the fees in said county court of the clerk, deputy solicitor, and the sheriff of said county.

Be it enacted by the Legislature of Alabama:

Section 1. That the county court of Lamar county, Alabama, have concurrent jurisdiction with the circuit court for the trials of all misdemeanors; and provided that the clerk of the circuit court of Lamar county, Alabama, shall be the clerk of the county court, and shall do and perform all such acts as may be required of him by law as the clerk thereof; and shall receive all such fees as are now or may be allowed for such services as the clerk of the circuit court.

Sec. 2. That it shall be the duty of the judge of the circuit court presiding at the term of the said court in the county as aforesaid, to enter an order upon the minutes of said court upon the day of adjournment

thereof directing and requiring the clerk of the circuit court to docket on the trial docket of said circuit court all indictments then pending and untried in the said circuit court, against persons charged with the commission of misdemeanors, and he shall also deliver to said county court judge said indictments and a certified copy of all docket entries and minutes of proceedings had therein, in said circuit court; and upon the transfer and delivery of the same, the jurisdiction of the said circuit court shall cease, except in cases appealed to said circuit court, from the said county court; and exclusive jurisdiction thereof shall vest in said county court.

Sec. 3. That if the defendant demand a jury trial, it shall be the duty of the judge to require him to enter into bond with good and sufficient sureties, in such sum as such judge may deem sufficient, conditioned for his appearance at the next term of the circuit court of the county, to answer the charge, and to return such bond if given to the clerk of said circuit court; and if the accused fail to give such bond, he must be committed to the county jail until the next term of the circuit court of said county, unless he elects in the meantime to perform hard labor for the county as provided by law.

Sec. 4. That such demand for a jury shall be made within twenty days from the date of arrest of such defendant, and such demand shall be made in writing, which shall be lodged with the judge of said county court within said twenty days, but if there should be a term of said county within twenty days after the date of the arrest of said defendant, such demand for a jury trial shall be made at such term and not afterwards, and may be made orally in open court.

Sec. 5. That the trial in said circuit court in all cases shall be denovo; and in all cases originating in the county court shall be without any indictment or presentment by the grand jury, but the solicitor shall make a brief statement of the cause of the complaint signed by him which may be in the following form.

The State of Alabama, Lamar county. In the circuit court Term, 19.....

On appeal from the county court.

The State of Alabama, by its solicitor, complains of C. D. that within twelve months before the commencement of this prosecution, he did (here set out and describe offense as in case of indictment).

....., Solicitor.

Sec. 6. That all persons tried in said county court under the provisions of this act, shall have the right of appeal to the circuit court as now provided by law in the cases of appeal from convictions in the said county court.

Sec. 7. That the sheriff of Lamar county, Alabama, shall receive the same compensation for attending upon the county court, summoning witnesses, making arrest, taking bond and serving other process in said county court as is allowed sheriffs in the circuit court for similar duties.

Sec. 8. That it shall be the duty of the deputy solicitor of Lamar county, Alabama, to prosecute all cases in the county court of Lamar county, and to assist the circuit solicitor in all prosecutions in the circuit court of said county, and he shall be entitled to all the fees not to exceed \$1,000.00 per annum from prosecutions in the county court, where convictions are had for all misdemeanor cases tried in said county, where convictions are had.

Sec. 9. That this act shall go into effect and become of full force and effect on and after the date of its approval.

Sec. 10. That all laws and parts of laws in conflict with this act be and the same are hereby repealed.

State of Alabama, }
Lamar County. }

Before me, C. S. McDougal, clerk of the circuit court in and for said county, personally appeared L. D. Jordan who, first being duly sworn, says that he is the owner, editor and publisher of the Lamar Democrat, a newspaper published in Lamar county, Alabama, and that the foregoing notice of an act to be entitled "An act to provide for the trial of misdemeanors in Lamar county court of Lamar county and transfer all cases now pending in the circuit court of said county to the

said county court, to provide for fees in said county court for clerk, deputy solicitor and sheriff of said county, has been duly published once a week for four consecutive weeks in Lamar Democrat, namely June 2nd, June 9th, June 16th, and June 23rd, 1915, and said notice was published as appears by the copy hereto attached to this affidavit.

L. D. Jordan,
Editor and Publisher of Lamar Democrat.

Subscribed and sworn to before me, this the 5th day of July, 1915.

C. S. McDougal,
Clerk Circuit Court.

And sends the same herewith to the Senate.

W. F. Herbert,
Clerk.

HOUSE MESSAGES.

The House bills in the foregoing House message were severally read once and referred to appropriate standing committees, as follows:

H. 500, 101. To the Committee on Judiciary.

H. 1135. To the Committee on Game, Fish and Forestry.

H. 1349. To the Committee on Finance and Taxation.

H. 1233. To the Committee on Revision of Laws.

H. 1434. To the Committee on Public Roads and Highways.

H. 1447. To the Committee on Local Legislation.

MESSAGE FROM THE HOUSE.

Mr. President:

The House accedes to the request of the Senate for a Committee of Conference on the disagreement of the two Houses to the Senate amendment to the bill:

H. 1128. To authorize and direct the court of county commissioners of Marengo county to pay for advertising the notice and substance of local bills introduced in the Legislature for said county out of any money

in the treasury not otherwise appropriated, when the bill applies to the entire county, or any political subdivision of the said county, and when said bill has been ordered published by the senator or any representative of the County of Marengo, and this act shall be held to apply only to and include notices and substance of bills advertised for the July session of the Alabama Legislature in year 1915.

And the Speaker names on part of the House: Messrs. Griffin, Chamberlain, Thompson of Baldwin.

And herewith returns said bill to the Senate.

W. F. Herbert,
Clerk.

MESSAGE FROM THE HOUSE.

Mr. President:

The House accedes to the request of the Senate for a Committee of Conference on the disagreement of the two Houses on the House amendments to:

S. 282. To authorize courts of county commissioners or boards of revenue in counties where there are no poor houses, to make provision for paupers or other indigent persons in their said counties.

Committee on part of the House: Messrs. Kyser, Thompson of Baldwin, John.

And returns said bill herewith to the Senate.

W. F. Herbert,
Clerk.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bills:

H. 1052. To authorize the county board of education, or other school governing body by whatever name called, in all counties having a population of not less than eighty thousand (80,000) nor more than eighty-two thousand (82,000) according to the last or any succeeding Federal census to pay pensions to aged and indigent teachers out of the school funds of said counties.

H. 1363. To amend section 718 of the printed Code of Alabama of 1907.

H. 1428. To provide for elections, to authorize any county in the State and any school district now existing or hereafter formed in any county, to levy and collect a special county tax for public school purposes, not exceeding thirty cents (30c) on each one hundred dollars (\$100.00) worth of taxable property in such county and in such school district.

H. 1278. To provide for the protection of orchards, trees, farms, vines and shrubs, and the products of said orchards, trees, farms, vines and shrubs, and to provide for violations of the provisions thereof.

And sends the same herewith to the Senate.

W. F. Herbert,
Clerk.

HOUSE MESSAGES.

The House bills in the foregoing House message were severally read once and referred to appropriate standing committees, as follows:

H. 1052, 1428. To the Committee on Education.

H. 1278. To the Committee on Agriculture.

H. 1363. To the Committee on Public Health.

MESSAGE FROM THE HOUSE.

Mr. President:

The Speaker of the House having signed the following House bills, your signature thereto is requested:

H. 207. To alter and change the boundaries of the city of Birmingham, so as to exclude and eliminate all that territory embraced within the southwest quarter of section nineteen, and the northwest quarter and the north half of the southwest quarter of section thirty, all in township seventeen, range three, west of the Huntsville meridian.

H. 856. To give the recorder or mayor of the town of West Blocton, Bibb county, Alabama, exclusive jurisdiction in all misdemeanors committed within said town or within the police jurisdiction thereof, and to abolish the jurisdiction of the justices of the peace in such territory.

H. 884. To abolish the office of county treasurer of Henry county, and to require the county funds to be

deposited in some national or State bank in the county of Henry as the commissioners' court of said county may elect, and to provide for the custody of such funds and the payment of interest on same.

H. 958. To provide for the better building, maintenance and protection of the public roads and bridges of Bibb county; to provide funds, regulations and penalties to carry the provisions and purposes of this act into effect; to provide for the appointment of a county engineer, and for the examination of applicants for such position; to abolish the office of road supervisor for Bibb county.

H. 1014. To establish in precinct 19 in Morgan county, Alabama, an inferior court in lieu of all justices of the peace and notaries public with the powers of a justice of the peace in said precinct, to be known as the inferior court of New Decatur, to define the jurisdiction and powers of said court and the judge thereof.

H. 1015. To establish in precinct one in Morgan county, Alabama, an inferior court in lieu of all justices of the peace and notaries public with the powers of a justice of the peace in the said precinct, to be known as the inferior court of Decatur, to define the jurisdiction and powers of said court and the judge thereof.

H. 1017. To create and establish the Uniontown road district in Perry county, Alabama; to provide for the improvement, maintenance, establishment, control, erection, building and supervision of the roads and bridges therein; to establish and create a board of supervisors therein and therefor, and to fix and define the powers, duties and authority of said board.

H. 1101. To abolish the office of county treasurer of Crenshaw county, Alabama, and to require the tax collector and other officers of Crenshaw county, Alabama, to deposit to the credit of said county the funds belonging to the county into one or more of the banks of Crenshaw county, Alabama, as the court of county commissioners or board of revenue of Crenshaw county may by order direct, and subject to the orders of the court of county commissioners or board of revenue.

H. 1114. To vacate the dedication of all streets, avenues and alleys through, over, on or across the following described property, situated in the city of Bir-

mingham, in the State of Alabama, namely: That tract of land bounded on the east by 12th street, on the south by avenue B, or second avenue south, and on the north and west by the right of way of the Louisville & Nashville Railroad; and also to vacate the dedication of all alleys through the following two tracts of land: First, the tract of land in the city of Birmingham bounded on the south by second avenue south, on the east by 13th street, on the west by 12th street, and on the north by first avenue south; second, the tract of land bounded on the south by first avenue south, on the east by 13th street, on the west by 12th street, and on the north by the right of way of the Louisville & Nashville Railroad and the general railroad right of way through the city of Birmingham.

H. 1153. To authorize and empower the clerk of the circuit court of St. Clair county to employ an assistant clerk during terms of the circuit court of said county, both at Ashville and Pell City and to provide for and fix the compensation of such assistant clerk.

H. 1154. To provide for one jury box in St. Clair county, and to provide for the drawing and empaneling of all juries and jurors for the northern and southern judicial divisions of said county, to be drawn from such jury box; and for the care and custody of said jury box.

H. 1203. For the relief of W. O. Brownfield, clerk and register of the Lee county court of law and equity, from paying back to Lee county fees collected by him as clerk and register of said court for ex-officio services.

H. 1290. To abolish the corporation of the town of Coal City, in St. Clair county, Alabama.

H. 1291. To repeal an act entitled "An act to incorporate the town of Sedden, in St. Clair county, and to establish a charter for the government thereof," approved February 18th, 1891.

H. 1326. To provide for the payment of the railroad fare and other necessary expenses of the recess joint judiciary committee.

H. 1353. To abolish the office of treasurer of Clay county, Alabama, and providing for some bank in said county to act as treasurer of said county.

W. F. Herbert,
Clerk.

SIGNING OF BILLS.

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the Secretary of the Senate, signed the following bills:

H. 207. To alter and change the boundaries of the city of Birmingham, so as to exclude and eliminate all that territory embraced within the southwest quarter of section nineteen, and the northwest quarter and the north half of the southwest quarter of section thirty, all in township seventeen, range three, west of the Huntsville meridian.

H. 856. To give the recorder or mayor of the town of West Blocton, Bibb county, Alabama, exclusive jurisdiction in all misdemeanors committed within said town or within the police jurisdiction thereof, and to abolish the jurisdiction of the justices of the peace in such territory.

H. 884. To abolish the office of county treasurer of Henry county, and to require the county funds to be deposited in some national or State bank in the county of Henry as the commissioners' court of said county may elect, and to provide for the custody of such funds and the payment of interest on same.

H. 958. To provide for the better building, maintenance and protection of the public roads and bridges of Bibb county; to provide funds, regulations and penalties to carry the provisions and purposes of this act into effect; to provide for the appointment of a county engineer, and for the examination of applicants for such position; to abolish the office of road supervisor for Bibb county.

H. 1014. To establish in precinct 19 in Morgan county, Alabama, an inferior court in lieu of all justices of the peace and notaries public with the powers of a justice of the peace in said precinct, to be known as the inferior court of New Decatur, to define the jurisdiction and powers of said court and the judge thereof.

H. 1015. To establish in precinct one in Morgan county, Alabama, an inferior court in lieu of all justices of

the peace and notaries public with the powers of a justice of the peace in the said precinct, to be known as the inferior court of Decatur, to define the jurisdiction and powers of said court and the judge thereof.

H. 1017. To create and establish the Uniontown Road District in Perry county, Alabama; to provide for the improvement, maintenance, establishment, control, erection, building and supervision of the roads and bridges therein; to establish and create a board of supervisors therein and therefor, and to fix and define the powers, duties and authority of said board.

H. 1101. To abolish the office of county treasurer of Crenshaw county, Alabama, and to require the tax collector and other officers of Crenshaw county, Alabama, to deposit to the credit of said county the funds belonging to the county into one or more of the banks of Crenshaw county, Alabama, as the court of county commissioners or board of revenue of Crenshaw county may by order direct, and subject to the orders of the court of county commissioners or board of revenue.

H. 1114. To vacate the dedication of all streets, avenues and alleys through, over, on or across the following described property, situated in the city of Birmingham, in the State of Alabama, namely: That tract of land bounded on the east by 12th street, on the south by avenue B, or second avenue south, and on the north and west by the right of way of the Louisville & Nashville Railroad; and also to vacate the dedication of all alleys through the following two tracts of land: First, the tract of land in the city of Birmingham bounded on the south by second avenue south, on the east by 13th street, on the west by 12th street, and on the north by first avenue south; second, the tract of land bounded on the south by first avenue south, on the east by 13th street, on the west by 12th street, and on the north by the right of way of the Louisville & Nashville Railroad and the general railroad right of way through the city of Birmingham.

H. 1153. To authorize and empower the clerk of the circuit court of St. Clair county to employ an assistant clerk during terms of the circuit court of said county,

both at Ashville and Pell City and to provide for and fix the compensation of such assistant clerk.

H. 1154. To provide for one jury box in St. Clair county, and to provide for the drawing and empaneling of all juries and jurors for the northern and southern judicial divisions of said county, to be drawn from such jury box; and for the care and custody of said jury box.

H. 1203. For the relief of W. O. Brownfield, clerk and register of the Lee county court of law and equity, from paying back to Lee county fees collected by him as clerk and register of said court for ex-officio services.

H. 1290. To abolish the corporation of the town of Coal City, in St. Clair county, Alabama.

H. 1291. To repeal an act entitled "An act to incorporate the town of Sedden, in St. Clair county, and to establish a charter for the government thereof," approved February 18th, 1891.

H. 1326. To provide for the payment of the railroad fare and other necessary expenses of the recess joint judiciary committee.

H. 1353. To abolish the office of treasurer of Clay county, Alabama, and providing for some bank in said county to act as treasurer of said county.

RESOLUTION.

Mr. Kline offered the following resolution:

S. R. 152. Be it resolved by the Senate, that we adjourn at 6 o'clock this evening to meet again at 8 o'clock this evening for work.

Which was lost.

Mr. Denson offered the following resolution:

S. R. 153. Resolved by the Senate, that it stay in session until the pending measure is disposed of.

Mr. Lewis moved to lay said resolution on the table, which prevailed, and said amendment was laid upon the table.

APPOINTMENT OF READING CLERK.

Hon. J. F. Proctor, reading clerk, having resigned to take effect on the 28th inst., the secretary, with the

approval of the President pro tem of the Senate, appointed Dan McCall as reading clerk for his unexpired term.

ADJOURNMENT.

At 6:14 o'clock P. M., on motion of Mr. Bulger and in pursuance of H. J. R. 210, the Senate adjourned until Tuesday, August 31st, 1915.

THIRTY-NINTH DAY.

Tuesday, August 31, 1915.

The Senate met pursuant to adjournment, Lieutenant-Governor Kilby presiding.

PRAYER.

By Rev. Mr. Bealle of Tuscaloosa.

ROLL CALL.

Present:

Mr. President, and:

Messrs.:	Easterly	Hollis	Miller
Arrington	Ellis	Holmes	Milner
Bell	Elrod	Jones	McCain
Bonner	Faulk	Judge	Price
Brown	Green	Key	Pride
Bulger	Hall	Kline	Thach
Burns	Hartwell	Lee	Wallace
Cooper	Higgins	Lewis	Weathers
Denson	Hill	Lusk	Winkler

—35.

JOURNAL.

On motion of Mr. Kline the reading of the Journal of yesterday was dispensed with and the same was approved by the Senate.

INTRODUCTION OF BILLS.

Upon a call of districts bills were introduced, severally read one time and referred to appropriate standing committees, as follows

By Mr. Lusk:

S. 858. To amend section 6484 of the Code of Alabama.

Committee on Judiciary.

By Mr. Kline:

S. 859. To amend section 4735 of the Code of Alabama, 1907. (Relates to the maturity of rent and advances.)

Committee on Judiciary.

By Mr. Brown:

S. 860. To provide for the employment of State convicts in mining coal on the coal lands of the University of Alabama.

Committee on Finance and Taxation.

By Mr. Wallace:

S. 861. To make preferred and payable out of the general fund of Shelby county all fees of the sheriff of Shelby county, clerk of the county court of Shelby county, and clerk of the circuit court of Shelby county and expenses incurred by the said sheriff for feeding, clothing and guarding county convicts while being worked on the public highways or roads of Shelby county, Alabama.

Committee on Local Legislation.

With notice and proof thereto attached and herewith exhibited, as follows:

NOTICE.

To Whom it May Concern:

Notice is hereby given that the following bill, or substantially the following bill, will be introduced in the present session of the Legislature of Alabama:

A Bill to be Entitled

AN ACT

To make preferred and payable out of the general fund of Shelby county all fees of the sheriff of Shelby

county, clerk of the county court of Shelby county, and clerk of the circuit court of Shelby county and expenses incurred by the said sheriff for feeding, clothing and guarding county convicts while being worked on the public highways or roads of Shelby county, Alabama.

Section 1. Be it enacted by the Legislature of Alabama, that in cases where county convicts of Shelby county have been, since the first day of January, 1915, or may hereafter be, sentenced to hard labor for the county, have been, or may be, put to work on the public highways or roads of said county to work out sentences, unless other arrangements shall have been made by which contractors shall be required to pay the costs, fees and expenses, the fees of the sheriff of said county, clerk of the county court of Shelby county, and the clerk of the circuit court of Shelby county, and all expenses incurred by the sheriff of said county for guarding, clothing and feeding said convicts while being worked on the public highways or roads of said Shelby county, shall become preferred claims against the said county, and payable, as other preferred claims, out of the general fund of the county when approved and allowed by the board of revenue of said county.

Sec. 2. That all laws or parts of laws in conflict with the provisions of this act be, and the same are, hereby repealed.

The State of Alabama, }
Shelby County. }

Before me, J. R. White, clerk county court of Shelby county, in and for said county, in said State, personally appeared J. W. Brooks, editor and publisher of The Shelby County Sun, a newspaper published in the town of Columbiana, county of Shelby, State of Alabama, and known to me to be such editor and publisher, who, being by me first duly sworn, deposes and says, that the attached notice and bill entitled "A bill to be entitled an act to make preferred and payable out of the general fund of Shelby county all fees of the sheriff of Shelby county, clerk of the county court of Shelby county, and clerk of the circuit court of Shelby county and expenses incurred by the said sheriff for

feeding, clothing and guarding county convicts while being worked on the public highways or roads of Shelby county, Alabama," was published once a week for four consecutive weeks in said newspaper, in Shelby county, on to wit, the 22nd day of July, 1915, the 29th day of July, 1915, the 5th day of August, 1915, and the 12th day of August, 1915, and before the making of this affidavit.

J. W. Brooks,
Editor and Publisher of The Shelby County Sun.

Sworn to and subscribed before me, this
(Seal.) the 12th day of August, 1915.

J. R. White,
Clerk County Court of Shelby Count.

By Mr. Wallace:

S. 862. To amend section 5757 of the Code 1907.
Committee on Judiciary.

By Mr. Hartwell:

S. 863. For the relief of Frank L. Allen, of Mobile county, to refund certain moneys illegally collected from him in Mobile county, under an act approved April 6th, 1911, as a license as a retail dealer in liquor in the town of Citronelle.

Committee on Local Legislation.

By Mr. Hollis:

S. 864. Providing for the relief of R. E. Blunt, former superintendent of education of Washington county, to authorize and require the treasurer of the school funds of Washington county, Alabama, to transfer certain moneys to the State treasury of Alabama.

Committee on Finance and Taxation.

With notice and proof thereto attached and herewith exhibited, as follows:

NOTICE.

Notice is hereby given that a bill will be introduced at the present session of the Legislature of Alabama, entitled, An act providing for the relief of R. E. Blunt, former superintendent of education of Washington

county, Alabama, to transfer certain moneys to the State treasury of Alabama.

State of Alabama, }
Washington County. }

I, Robert Soedon, foreman of the Washington County News, a newspaper published at Chatom, Washington county, Alabama, do hereby certify that a copy of the notice, as per clipping hereto attached, was published weekly in the regular and entire issue of said newspaper, and not in any supplement thereof, for four consecutive weeks, commencing with the issue dated July 29th, 1915, and ending with the issue dated August 19th, 1915. I further certify that I have the right and authority to make this affidavit.

Robt. Soedon.

Sworn to and subscribed before me on this, the 28th day of August, 1915.

F. C. Turner,
Clerk Circuit Court.

REPORTS OF COMMITTEES.

Mr. Lusk, chairman of the Standing Committee on Judiciary, reported that said committee, in session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to wit:

By Mr. Hill (with substitute):

S. 626. To amend section 2967 of the Code of 1907.

By Mr. Kline (with amendment):

S. 783. To amend section 4007 of the Code of Alabama, 1907. (Regulates competency of parties testifying in cases where they have an interest.)

By Mr. Hill (by request, with amendment):

S. 833. To prohibit deputy sheriffs of counties and police officers or marshals of municipal corporations from receiving fees for being witness in criminal cases.
By Mr. Pride:

S. 834. To abolish the law and equity court of Madison county, and to provide for the transfer of causes

pending therein, and the return of causes pending in the Supreme Court or Court of Appeals, on appeal therefrom, to the circuit and chancery courts of said county respectively, according as such causes may be at law, civil or criminal or in equity:

By Mr. Pride:

S. 835. To repeal an act entitled an act to create the office of county solicitor for Madison county and to prescribe his duties and powers, and to fix his compensation or salary and to provide for his appointment and election, approved March 2nd, 1907.

By Mr. Hall:

H. 838. Regulating the fine and forfeiture fund in the different counties of the State of Alabama, prescribing what claims may be filed against the fine and forfeiture fund of the several counties, and prescribing the order of priority in which the same shall be paid.

By Mr. Hall:

S. 839. Regulating the fine and forfeitures of Houston county, Alabama, prescribing what claims shall be filed against the fine and forfeiture fund of the said county, and prescribing the order of priority in which the same shall be paid.

By Mr. Griffin:

H. 101. To require all county solicitors, all circuit solicitors, any solicitors of any court of record to give opinions to all county officials on all matters connected with their offices, except in suits against official bonds.

By Mr. Scott (with amendment):

H. 417. To establish an inferior court in precinct 29, in Jefferson county, Alabama, in lieu of all justices of the peace and notaries public with powers of justice of the peace in said precinct and to define the jurisdiction and powers of said court and the judge thereof.

By Mr. Chamberlain:

H. 1401. To regulate the practice and procedure in courts of justices of the peace in Mobile county, and on appeal and certiorari therefrom.

By Mr. Chamberlain:

H. 500. To regulate appeals in criminal cases from inferior criminal courts and municipal courts and to provide for the trial of same in the appellate court.

By Mr. Davie (with amendment):

H. 1092. To make the clerk of the circuit court of Bibb countw, Alabama, ex-officio clerk of the county court of said county, and to provide for a bond as such clerk.

By Mr. Smith of Crenshaw:

H. 1100. To regulate the fine and forfeiture fund of Crenshaw county, and provide for the registration and payment of claims against said fund.

By Mr. Blackwell:

H. 1187. For the relief of J. M. Burge, a Confederate soldier and a resident of Calhoun county, Alabama.

By Mr. Smith of Crenshaw:

H. 1335. For the relief of Horace Hood and to authorize the commissioners court of Crenshaw county to pay warrant No. 2139 issued at the August term, 1910, of said court for capturing one Will Stevenson, said warrant being registered by county treasurer of said county on August 12, 1910, and bearing registered number 475.

By Mr. Grayson:

H. 1457. To provide that subscribers to newspapers, magazines and other printed periodicals shall not be liable to pay beyond the term of their subscriptions.

Mr. Hartwell, chairman of the Standing Committee on Finance and Taxation, reported that said committee, in session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to wit:

By Mr. Kline:

S. 813. To amend "An act to establish a State school for teaching agriculture and domestic economy in Lineville, Alabama, to provide for the management and control thereof, and to make appropriation to support said school," approved March 31, 1911.

By Mr. Hill:

S. 676. To appropriate the sum of \$3,300.00 to the Alabama Insane Hospital for swamp and overflowed lands, the titles to which were adjudged by the courts to be invalid.

By Mr. Hartwell:

S. 849. For the relief of Thomas T. Palmer, ex-sheriff of Mobile county, Alabama, for serving subpoenas in various cases on witnesses to appear before the excise commission of the city of Mobile, Alabama.

By Mr. Welch:

H. 985. For the relief of Allen & Bell, Frank S. White & Sons and Borden Burr, to ratify certain separate contracts made by the Governor of Alabama with said parties for services as special counsel in representing the State of Alabama, to ratify certain expenditures made in said cases for the benefit of the State of Alabama, and to authorize the payments of such amounts as remain due on such contracts.

By Mr. Griffin:

H. 1063. For the relief of T. H. Pearson, of Marengo county, Alabama.

By Mr. Hubbard:

H. 544. To regulate and provide for the volunteer military forces of the State of Alabama.

By Mr. Youngblood:

H. 1408. To amend section 43 of the Code of Alabama, 1907. (Relates to securing samples of fertilizers.)

By Mr. Hudson (by request):

H. 744. For the relief of Miss Mary McIntyre, and to appropriate and pay to her the sum of thirteen hundred dollars.

By Mr. Smith of Crenshaw:

H. 866. To amend sections three, ten and eleven of an act approved March 9, 1911, to provide for and regulate the manufacture and sale of "commercial feeding stuffs" in Alabama; to further provide for the registration, tagging, sampling and analyzing commercial feeding stuffs and to fix penalties for violations of this act.

By Mr. Tarrant:

H. 889. To make an appropriation for feeding prisoners prior to January 18th, 1915, and to provide for the payment for feeding prisoners for term ending September 30, 1915

By Mr. Justice:

H. 1391. To make an appropriation of thirty-two hundred and fifty dollars for the better equipment of the Elmore county high school, and to reimburse the local building committee of such school for moneys advanced in construction already made.

By Mr. Pruett:

H. 1349. For the relief of S. Y. Lamberth, former clerk of the circuit and county courts of Clay.

Mr. Pride, chairman of the Standing Committee on Penitentiary, Prison and Prison Punishment, reported that said committee, in session, had acted on the following bill and ordered same returned to the Senate with a favorable report, and it was read a second time and placed on the calendar, to wit:

By Mr. Hardage:

H. 864. To make mandatory the working of the male county convicts of Covington county on the public roads, bridges and public works of said county, and providing therefor.

ADVERSE REPORTS.

Mr. Lusk, chairman of the Standing Committee on Judiciary, reported that said committee, in session, had acted on the following bills and ordered same returned to the Senate with an adverse report:

By Mr. Lusk:

S. 7. To consolidate all the chancery courts, circuit courts and all other courts having and exercising the jurisdiction and authority of either or both of these courts and being courts of record in the several counties of the State of Alabama (excepting the probate court), into one court to define and prescribe the name and jurisdiction thereof and the mode of procedure therein, the judges and other officers thereof, their qualification and election and their powers, authority and duties and term of office, and their compensation; and to divide the State into circuits, and prescribe and fix the time, place and manner of holding courts thus created, and to provide for the disposition of the records of said courts so consolidated; and to provide and pre-

scribe the process for enforcing the judgments, orders and decrees thereof, and to regulate appeals therefrom, and the manner of preserving questions for review.

By Mr. Milner:

S. 278. To create a workman's compensation fund to provide a method of compensation for employees who may be injured, or the dependents of those killed in the course of their employment, from said fund, to be raised and paid into the hands of the State treasurer, as herein provided, and to define and fix the rights of employees and employers, and to define the defenses that may be made by employers in actions for damages arising from death or personal injuries of their employees, and to provide a method of raising said fund and to create a board of commissioners to administer said fund and to define the rights, powers and duties of said board of commissioners.

By Mr. Green:

S. 314. To amend an act entitled an act "to provide for the investigation of fires; to define the duties and powers of certain officials in relation thereto, and to provide means for defraying the expenses incurred under the provisions of this act." Approved August 31st, 1909.

By Mr. Denson:

S. 348. To create the office of State Hotel Inspector of Alabama, to prescribe his duties and to provide his accommodation; to define hotels, lodging houses and boarding houses offering accommodations to transients, restaurants, cafes, lunch houses, and other establishments; to provide for their registration, and to fix the fees therefor; and to provide penalties for the failure or refusal to prescribe regulations for the accommodation, comfort, health and safety of guests, to comply with the provisions of this act.

By Mr. Hill (by request):

S. 350. To fix the compensation of members of the boards of revenue in this State in counties which now have, or which may hereafter have a population of eighty-two thousand people and not exceeding two hundred thousand people, according to the last Federal census, or any such census which may hereafter be taken, and to provide for the payment of such compensation.

By Mr. Denson:

S. 368. To amend section 3236 of the Code of Alabama.

By Mr. Lusk (by request):

S. 370. To fix the legal status of persons and the property of persons convicted and sentenced to life imprisonment; to provide for the disposition of such person's property and to define the rights and remedies of persons standing in such relation to such convicted and sentenced person as that they would acquire rights to, or title in such person's property were he to have died a natural death; also to define the rights and remedies of persons to whom the convicted and sentenced person may be indebted and those having a right of action against him for tort committed or wrong suffered.

By Mr. Bulger:

S. 386. To regulate and prescribe the practice in civil actions in the circuit court and courts of like jurisdiction with respect to immaterial pleas.

By Mr. Hill:

S. 425. To regulate suits on accounts.

By Mr. Kline:

S. 599. To resurvey and relocate the United States government land surveys, and to establish a uniform system of marking the township and section corners of lands in the State of Alabama.

By Mr. Bonner:

S. 618. To prohibit false or misleading advertisements of merchandise.

By Mr. Key:

S. 629. To repeal acticle 4 of chapter 248, being sections 7383, 7384, 7385 of the Code of Alabama, 1907.

By Mr. Lusk:

S. 691. To amend section 7637 of the Code of Alabama.

By Mr. Wallace:

S. 815. To amend section 5 of an act entitled "An act to establish a county court for the county of Shelby," approved August 20th, 1909.

By Mr. Wallace:

S. 817. To abolish the county court of Autauga county, Alabama, to annul its jurisdiction, which court is

provided for in and by article III, chapter 198, of the Code of Alabama and to provide for the transfer of all of the causes of every kind and description pending in said court at the time this act goes into effect, together with all papers, records, processes, and everything pertaining to said causes pending in said court. by the clerk thereof to the circuit court of Autauga county.

By Mr. Key (by request):

S. 853. To provide for the change of venue on the ~~contest of wills in chancery~~, under section 6207 of the Code of Alabama of 1907.

By Mr. Sorrell:

H. 513. To amend section 2 of an act entitled "An act to provide for the holding of a term of the circuit court of the fifth judicial circuit, at Alexander City, in Tallapoosa county, and to regulate the same," approved February 15th, 1889.

By Mr. Jones:

H. 665. To amend section 4785 of the Code of Alabama, 1907. (Relates to liens in favor of blacksmiths and woodworkmen.)

By Mr. Shapiro:

H. 601. To amend section 3279 of the Code of Alabama, 1907.

By Mr. Byrd:

H. 1118. To amend section 4237 of the Code of Alabama, 1907. (Specifies articles not subject to waiver of exemption.)

Mr. Pride, chairman of the Standing Committee on Penitentiary, Prison and Prison Punishment, reported that said committee, in session, had acted on the following bill and ordered same returned to the Senate with an adverse report:

By Mr. Green:

H. 870. To establish the Alabama Prison Commission, to provide for the appointment of its members, to fix and define its powers, authority, and duties, and to provide regulations for the administration, control and management of the prisons, prisoners and business pertaining to convicts under the control of the commission.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has concurred in and adopted the following Senate joint resolutions:

S. J. R. 138. Relative to Congress of the United States improving the waterways of the State of Alabama.

Also,

S. J. R. 137. Relative to the Legislature of Alabama extending its sympathy to Galveston.

And returns same herewith to the Senate.

W. F. Herbert,
Clerk.

MESSAGE FROM THE HOUSE.

Mr. President:

The Speaker of the House having signed the following House joint resolution, your signature thereto is requested:

H. J. R. 151. Relative to the House of Representatives of the State of Alabama, the Senate concurring, requesting Congress of the United States to use what means they see fit to prevent the floods along the Mississippi river; and that copies of this resolution be sent to the Speaker of the House of Representatives and President of the Senate of the Congress of the United States and to each member of the House and Senate of this State in Congress.

W. F. Herbert,
Clerk.

SIGNING OF JOINT RESOLUTION.

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after its title had been publicly read at length by the secretary of the Senate, signed the following joint resolution:

H. J. R. 151. Relative to the House of Representatives of the State of Alabama, the Senate concurring,

requesting Congress of the United States to use what means they see fit to preven the floods along the Mississippi river; and that copies of this resolution be sent to the Speaker of the House of Representatives and President of the Senate of the Congress of the United States and to each member of the House and Senate of this State in Congress.

UNFINISHED BUSINESS.

The Senate proceeded to consider the unfinished business of yesterday's session, which was the amendment offered by Mr. Winkler to H. 851, and upon consideration, said amendment was adopted by the Senate.

Yeas, 19; nays, 1.

Yeas:

Messrs.:	Ellis	Hill	McCain
Arrington	Green	Key	Thach
Brown	Hall	Kline	Wallace
Cooper	Hartwell	Lee	Weathers
Easterly	Higgins	Lewis	Winkler

—19.

Nay: Mr. Elrod.—1.

Mr. Lewis offered the following amendment to said bill as amended, to wit:

Amend section 1 of H. 851 by adding subsection 18½:

Subsection 18½. A license tax of ten cents for the delivery of each package containing spirituous, vinous or malt liquors, intoxicating beverages or bitters, except for sacramental purposes, is hereby levied and shall be paid by the consignee. The payment of this tax shall be evidenced by a stamp to be prepared and sold by the State auditor, which stamp shall be fixed to the package by the consignee or his agent before delivery, and shall be cancelled by the consignee or his agent writing initials and date across same; provided, that it shall be unlawful to deliver any such package before said stamp is attached thereto.

Mr. Lusk moved to lay the amendment offered by Mr. Lewis on the table, which motion prevailed, and said amendment was laid upon the table.

Yeas, 13; nays, 8.

Nays:
Messrs.: Ellis Lee McCain
 Brown Hall Lusk Wallace
 Bulger Hollis Miller Weathers
 Easterly Key —13.

Nays:
Messrs.: Hartwell Kline Thach
 Arrington Hill Lewis Winkler
 Green —8.

Mr. Key offered the following amendment to said bill, as amended, to wit:

Amend paragraph eighty-five of section one as amended so as to read as follows:

For each person, firm or corporation dealing in shot gun shells, rifles or rifle cartridges, noiseless guns or air rifles, whether principal stock in trade or not, twenty-five dollars. Any person, firm or corporation dealing in pistols, pistol cartridges, bowie knives or dirk knives, brass knucks or knucks of like kind, whether principal stock in trade or not, one hundred dollars.

Mr. Lusk moved to lay the amendment offered by Mr. Key upon the table, which was lost.

Mr. Higgins then offered the following amendment to the amendment offered by Mr. Key, to wit:

Amend section 85 by inserting after "pistol cartridges," the word "rifle or maxim silencers."

Which was adopted.

And the amendment offered by Mr. Key, as thus amended, was adopted.

Yeas, 15; nays, 7.

Yeas:
Messrs.: Ellis Hill Lee
 Bulger Elrod Judge Price
 Cooper Green Key Thach
 Easterly Hartwell Kline Wallace —15.

Nays:
Messrs.: Hall Hollis Miller
 Brown Higgins Lusk Weathers —7.

Mr. Hartwell offered the following amendment to said bill as amended, to wit:

Amend license bill by inserting after the word "organs," in line 2, page 35, section 87, printed bill, the following: "Including all other musical instruments."

Which was lost.

Yeas, 1; nays, 18.

Yeas: Mr. Hartwell.—1.

Nays:

Messrs.:	Ellis	Hill	Pride
Brown	Elrod	Key	Thach
Bulger	Green	Kline	Wallace
Cooper	Hall	Lusk	Weathers
Easterly	Higgins	Miller	—18.

Mr. Pride offered the following amendment to said bill as amended, to wit:

Amend subsection 32, H. 851, by inserting after the words "educational institution" and before the words "in all cases," the following: "Provided further, that the provisions of this subdivision shall not apply to chautauquas, lecture, lyceums, or exhibits held under the auspices of religious, educational or charitable associations."

Which was adopted.

Yeas, 17; nays, 2.

Yeas:

Messrs.:	Ellis	Hill	Pride
Brown	Elrod	Kline	Thach
Bulger	Hall	Lee	Wallace
Cooper	Hartwell	Miller	Weathers
Easterly	Higgins		—17.

Nays: Messrs. Key and Lusk.—2.

Mr. Wallace offered the following amendment to said bill as amended, to wit:

Amend section 82 by striking the words "five hundred," where they appear in said section, and insert in lieu thereof the word "fifty;" and strike the words "two

hundred and fifty," and insert in lieu thereof the words "twenty-five."

Which was adopted.

Yeas, 14; nays, 6.

Yeas:

Messrs.:	Elrod	Higgins	Pride	
Brown	Green	Kline	Thach	
Bulger	Hall	Lee	Wallace	
Easterly	Hartwell	Lusk		-14.

Nays:

Messrs.:	Ellis	Key	Weathers	
Cooper	Hill	Miller		-6.

Mr. Lee offered the following amendment to said bill as amended, to wit:

Amend said act by striking out subdivision 99 of section one and insert in lieu thereof the following:

Each person, firm or corporation engaged in the business of selling soft drinks in a store or stand, conducting what is commonly known and called a soda fountain shall pay annually the following licenses: In unincorporated places and in towns and cities of not over five thousand inhabitants, \$5.00; in cities of five thousand and not over fifteen thousand inhabitants, \$7.50; in cities of over fifteen thousand and not over twenty-five thousand inhabitants, \$10.00; in cities of over twenty-five thousand and not more than fifty thousand inhabitants, \$12.50; in cities of over fifty thousand inhabitants, \$15.00; provided, that in all places where the investment in the business is less than \$1,000.00 the license shall be only \$5.00.

Which was adopted.

Yeas, 16; nays, 3.

Nays:

Messrs.:	Ellis	Hill	Pride	
Brown	Elrod	Key	Thach	
Bulger	Green	Kline	Wallace	
Cooper	Hartwell	Lee	Weathers	
Easterly				-16.

Nays: _____
Messrs.: Higgins Lusk Miller _____

Amended and adopted—3.

Mr. Thach offered the following amendment to said bill as amended, to wit:

Amend section 25 of the bill by striking out said section and inserting in lieu thereof:

(a) Sec. 25. Each person, firm or corporation owning or operating a circus or other like show or performance shall pay a privilege license tax of one-fourth of a cent on each five-cent ticket of admission sold or issued for admission to any such circus or show, and one-half of a cent on each ten-cent ticket of admission sold or issued for admission to such circus or show; and in the event more than ten cents is charged for such admission, a privilege tax of one-fourth of a cent for each five cents or fractional part in addition thereto shall be charged.

(b) No person, firm or corporation owning or operating a circus show or other similar performance shall issue any ticket or other right to admission except such tickets as are procured from the State board of equalization as hereinafter provided.

(c) It shall be the duty of the State board of equalization to have printed a sufficient number of tickets numbered consecutively, which shall be furnished to all persons, firm or corporations owning or operating a circus or other performance upon the payment by such person of the charge hereinbefore provided in paragraph "a" of this section, as a privilege tax upon each ticket so furnished by the State board of equalization.

(d) It shall be unlawful for any owner or operator of any circus or show to issue any ticket of admission, or to admit any person to any performance except by ticket procured from the State board of equalization as hereinbefore set out; provided that this section shall not apply to bona fide employees.

Any person, firm or corporation violating the provisions of this act shall be deemed to be guilty of a misdemeanor and shall be fined not less than ten nor more than five hundred dollars, and the sale of each ticket or the admission of any person except in accordance

with the provisions of this act shall be a separate offense.

Which was adopted.

Yeas, 13; nays, 5.

Yeas:

Messrs.:	Hall	Key	Thach
Bulger	Hartwell	Kline	Weathers
Elrod	Higgins	Pride	Winkler
Green	Judge		

—13.

Nays:

Messrs.:	Hill	Miller	Wallace
Ellis	Lusk		

—5.

Mr. Hill offered the following amendment to said bill as amended, to wit:

Amend section 72 by striking out subdivision "h."

Which was adopted.

Yeas, 22; nays, 3.

Yeas:

Messrs.:	Faulk	Jones	Pride
Arrington	Green	Judge	Thach
Brown	Hall	Kline	Wallace
Bulger	Hartwell	Lee	Weathers
Cooper	Higgins	Lewis	Winkler
Elrod	Hollis	Miller	

—22.

Nays:

Messrs.:	Bell	Key	Lusk
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—3.

Mr. Lusk moved that the vote by which the Senate on yesterday adopted the amendment offered by Mr. Kline to subdivision 87 of section 1 be reconsidered.

Mr. Winkler moved to lay the motion made by Mr. Lusk on the table, which was lost.

Yeas, 10; nays, 14.

Yeas:

Messrs.:	Jones	Lee	Wallace
Hartwell	Judge	Lewis	Winkler
Hill	Kline	Thach	

—10.

Nays:

Messrs.:	Cooper	Higgins	Miller
Bell	Elrod	Hollis	Price
Brown	Faulk	Key	Weathers
Bulger	Hall	Lusk	—14.

And the motion made by Mr. Lusk then prevailed.

Yeas, 13; nays, 13.

Yeas:

Messrs.:	Faulk	Hollis	Miller
Bell	Green	Key	Price
Bulger	Hall	Lusk	Weathers
Cooper	Higgins		—13.

Nays:

Arrington	Hartwell	Kline	Thach
Bulger	Hill	Lee	Wallace
Brown	Jones	Lewis	Winkler
Easterly	Judge		—13.

The above vote being a tie, the President of the Senate voted "Yea."

Mr. Lusk then moved that the amendment offered by Mr. Kline be laid upon the table, which was lost.

Yeas, 11; nays, 14.

Yeas:

Messrs.:	Elrod	Hall	Lusk
Bell	Faulk	Hollis	Miller
Cooper	Green	Key	Winkler
			—11.

Nays:

Messrs.:	Hartwell	Judge	Thach
Arrington	Higgins	Kline	Wallace
Brown	Hill	Lee	Winkler
Ellis	Jones	Lewis	—14.

And the amendment offered by Mr. Kline was again adopted.

Yeas, 16; nays, 9.

Yeas:
 Messrs.: Faulk Jones Lewis
 Arrington Hartwell Judge Thach
 Brown Higgins Kline Wallace
 Bulger Hill Lee Winkler
 Ellis
 —16.

Nays:
 Messrs.: Elrod Key Miller
 Bell Green Lusk Weathers
 Cooper Hollis
 —9.

Mr. Lee offered the following amendment to said bill as amended, to wit:

Amend section 1, subdivision 72, paragraph F, by striking out "two and one-half," and insert in lieu thereof the word "five," where it appears after the word "instrument" and the words "to be."

Which was adopted.

Yeas, 20; nays, 0.

Yeas:
 Messrs.: Green Judge Lusk
 Arrington Hall Key Miller
 Bulger Hartwell Kline Thach
 Cooper Higgins Lee Wallace
 Ellis Hill Lewis Weathers
 Faulk
 —20.

Nays, 0.

Mr. Green offered the following amendment to said bill as amended, to wit:

Amend subdivision (e) of subdivision 72 (a) of section 1, by striking out all of said subdivision beginning with the words "when the time" and closing with the words "by the provisions of this subdivision," and insert in lieu thereof the following:

When any debt secured by mortgage upon which the tax has already been paid is offered for record and it is desired to renew or extend the same, or any part thereof, no tax shall be charged or paid on such renewal or extension; provided, such instrument shall show on its

face that the same is a renewal or extension or a part renewal of the original debt.

Which was adopted.

Yeas, 20; nays, 3.

Yeas:

Messrs.:	Elrod	Judge	Pride
Arrington	Faulk	Kline	Thach
Brown	Green	Lee	Wallace
Bulger	Hall	Lewis	Weathers
Cooper	Higgins	Miller	Winkler
Easterly			

—20.

Nays:

Messrs.:	Bell	Key	Lusk
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—3.

Mr. Higgins offered the following amendment to said bill as amended, to wit:

Amend section 78 of H. 851 by striking out the words "twenty-five," and insert the word "fifty" on line 5 of said section; and strike out after the word "territory," on line 8, the words: "Provided, that nothing herein contained shall operate so as to require a license to be paid for the sale of farm machinery, plows, root cutters or implements of like kind.

Which was adopted.

Yeas, 21; nays, 0.

Yeas:

Messrs.:	Elrod	Hill	Lusk
Arrington	Faulk	Judge	Miller
Brown	Green	Key	Thach
Bulger	Hall	Kline	Wallace
Cooper	Hartwell	Lee	Weathers
Easterly	Higgins		

—21.

Nays, 0.

Mr. Hill offered the following amendment to said bill as amended, to wit:

Amend section 1, subdivision 51, by inserting after the word "cities" and before the words "of twenty-five,"

the following words, "or within two miles of said cities."

Amend said subdivision by inserting after the word "cities wherever they appear in said subdivision, the following words, "within two miles of said cities."

Which was adopted.

Yeas, 22; nays, 0.

Yeas:

Messrs.:	Elrod	Hill	Miller
Arrington	Faulk	Judge	Pride
Brown	Green	Key	Thach
Bulger	Hall	Kline	Weathers
Cooper	Hartwell	Lewis	Winkler
Easterly	Higgins	Lusk	—22.

Nays, 0.

Mr. Hill also offered the following amendment to said bill as amended, to wit:

Amend section 1, subdivision 79, by striking out the words "two hundred and fifty dollars," and inserting in lieu thereof "one hundred and fifty dollars."

Which was adopted.

Yeas, 16; nays, 3.

Yeas:

Messrs.:	Hall	Hollis	Miller
Arrington	Hartwell	Judge	Thach
Cooper	Higgins	Kline	Wallace
Easterly	Hill	Lusk	Weathers
Faulk			—16.

Nays:

Brown	Messrs.:	Key	Lewis
			—3.

Mr. Higgins offered the following amendment to said bill as amended, to wit:

Amend section 82 by striking out the words "one hundred," in line one of said section, and insert in lieu thereof the word "fifty;" and on lines two and three of said section by striking out the word "fifty" where it

appears on said lines and inserting in lieu thereof the words "twenty-five."

Which was lost.

Yeas, 7: nays, 12.

Yeas:			
Messrs.:	Hartwell	Lee	Thach
Cooper	Jones	Lusk	Weathers

—7.

Nays:			
Messrs.:	Faulk	Key	Miller
Arrington	Green	Kline	Wallace
Easterly	Higgins	Lewis	Winkler
Elrod			

—12.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 16; nays, 10.

Yeas:			
Messrs.:	Easterly	Higgins	Lee
Arrington	Green	Jones	Lusk
Bell	Hall	Key	Pride
Brown	Hartwell	Kline	Wallace
Cooper			

—16.

Nays:			
Messrs.:	Hill	Lewis	Weathers
Elrod	Hollis	Miller	Winkler
Faulk	Judge	Thach	

10.

BILL TAKEN FROM CALENDAR AND RECOMMITTED.

Mr. Lusk moved that:

H. 1022. To define and regulate the practice of optometry in the State of Alabama, and to punish violators thereof, to provide for a State board of examination and registration and to prescribe their duties.

Be taken from the calendar and re-committed to the Standing Committee on Public Health, which request was granted, and the President of the Senate thereupon re-referred said bill to the Standing Committee on Public Health.

NOTICE TO TAKE FROM ADVERSE CALENDAR.

Mr. Judge gave to the Senate the following notice:

"Notice is hereby given that on the next legislative day that I will move to take from the adverse calendar Senate Bills 397 and 398.

Thos. J. Judge."

INDEFINITE POSTPONEMENT OF BILLS.

On motion of Mr. Winkler:

H. 1242. To change and extend the corporate limits of the town of Georgiana in the county of Butler and State of Alabama.

Was indefinitely postponed by the Senate.

On motion of Mr. Lee:

S. 128. To suspend the operation of section 261 of article 14 of the Constitution of Alabama.

Was indefinitely postponed by the Senate.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has amended as therein shown, and as amended has passed the following Senate bill:

S. 461. To designate certain public roads of the State of Alabama as State trunk roads, and to provide the manner in which such roads shall be located, improved and maintained.

And returns same herewith to the Senate.

W. F. Herbert,
Clerk.

HOUSE MESSAGE.

On motion of Mr. Key, the Senate non-concurred in the following amendments by the House to Senate Bill No. 461, the title of which is set out in the foregoing message from the House, to wit:

Amendments to Senate bill 461.

Amend section 1 of Senate bill 461 by striking out all the words included in section 1 between the words "Road No. 2 and Road No. 3," and insert in lieu thereof the following:

That certain road described as beginning at the Alabama-Georgia State line where road from Edwardville, Ala., to Tallapoosa, Ga., crosses said line extended westward to Heflin, Anniston, Alexandria, Gadsden, Ashville, Springville, Birmingham, Bessemer, Tuscaloosa, Reform, to Alabama-Mississippi State line near McCrary, Miss., commencing at Anniston running through Lincoln to intersection with Road No. 9 at Truss' ferry.

Amendments to Road No. 6:

To amend Road No. 6 so as to read as follows: Beginning at Sulphur Spring on the Alabama and Georgia State line, and run in a southward course to Valley Head, Sylvania, Tenbroock, Crossville, and to intersect road No. 5 at Albertville, in lieu of going from Valley Head to Ft. Payne, Collinsville, and to intersect road No. 2 at Attalla.

Amend by striking out of section 1, line 39, "Marion to a point on road number 3 near Marion Junction," and insert, "Uniontown, to a point on road 3."

Amend section 1 by adding after the words "Pell City," line 14, the following: "From Pell City to Vincent, Wilsonville and Columbiana and Calera."

Amend Senate bill No. 461 by adding to that paragraph of said bill describing trunk line road No. 7, the following words: "That certain road described as beginning at Eutaw and extending southwesterly to a point three miles west of Epes to where it intersects the road herein described from Gainesville to Livingston."

Amend route 4 by inserting between the words "Huntsville and Paint Rock," the words "Brownsboro and Gurley."

Amend Senate Bill No. 461 by adding the following, to wit: "Road number 33. That certain road described as beginning at Clayton, extending northwest to Mt. Andrews, thence north to James, thence in a northwesterly direction to Union Springs, thence in a westerly direction to Big Ball, Shopton, and to Downing, in Montgomery county."

Amend Senate Bill No. 461 by striking out all of line 10 and down to the word "Opelika," in line 11, on second page of said bill, and insert in lieu thereof the following road number 13:

That certain road described as beginning at a point on road number 19, at Roanoke, and extending southward to Opelika, via Welch, Stroud, Five Points, Buffalo, Lafayette (the county seat), Moorefield and Oak Bowery.

And request a Committee of Conference on same.

Yeas, 29; nays, 0.

Yeas:

Messrs. :	Ellis	Judge	McCain
Arrington	Faulk	Key	Price
Bonner	Green	Kline	Pride
Brown	Hall	Lee	Thach
Bulger	Hartwell	Lewis	Wallace
Burns	Higgins	Lusk	Weathers
Cooper	Hill	Miller	Winkler
Easterly	Hollis		

—29.

Nays, 0.

And in pursuance with such request, the President of the Senate appointed as conferees on part of the Senate, Messrs. Denson, Hall and Elrod.

REPORT FROM COMMITTEE ON ENROLLED BILLS.

Mr. President:

Your Standing Committee on Enrolled Bills beg leave to report that said committee, in session, have compared the following enrolled bill with the engrossed and original bill and Senate joint resolutions, respectively, and find same correctly enrolled, to wit:

S. 403. To amend an act entitled an act to provide for State aid, regulation and supervision of the Mercy Home Industrial School for Girls, located at Birmingham, Alabama. Approved April 15th, 1911.

S. J. R. 137. Senate joint resolution of the House and Senate of the Legislature of Alabama to Galveston, Houston and the State of Texas conveying expressions of sympathy for the loss of life and property in the recent storm.

S. J. R. 138. Senate joint resolution of the House and Senate of the Legislature of Alabama memorializ-

ing the Congress of the United States in regard to the continued improvement of the waterways of the State and the deepening and maintaining of the ship channel at Mobile.

C. H. Miller,
Chairman.

SIGNING OF BILL AND RESOLUTIONS.

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the secretary of the Senate, signed the following bill and resolutions:

S. 403. To amend an act entitled an act to provide for State aid, regulation and supervision of the Mercy Home Industrial School for Girls, located at Birmingham, Alabama. Approved April 15th, 1911.

S. J. R. 137. Senate joint resolution of the House and Senate of the Legislature of Alabama to Galveston, Houston and the State of Texas conveying expressions of sympathy for the loss of life and property in the recent storm.

S. J. R. 138. Senate joint resolution of the House and Senate of the Legislature of Alabama memorializing the Congress of the United States in regard to the continued improvement of the waterways of the State and the deepening and maintaining of the ship channel at Mobile.

MESSAGE FROM THE HOUSE.

Mr. President:

The Speaker of the House having signed the following House bill, your signature thereto is requested:

H. 525. To amend an act entitled "An act to create and establish the juvenile court of Jefferson county, Alabama; to create and define its jurisdiction; and conferring power on said court to adjudicate on all cases of children under sixteen years of age, who are delinquent, indigent, neglected, or otherwise subject to discipline, or in need of the care and protection of the State and

regulating the procedure in such cases, including the establishment and maintenance of a detention home and probation system, and the appointment of guardians for such children, and providing for the welfare of indigent children as objects of charity, for the public good; to provide for the officers of said court and define their powers and duties and provide for their compensation." Approved April 22, 1911.

W. F. Herbert,
Clerk.

SIGNING OF BILL.

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after its title had been publicly read at length by the Secretary of the Senate, signed the following bill:

H. 525. To amend an act entitled "An act to create and establish the juvenile court of Jefferson county, Alabama; to create and define its jurisdiction; and conferring power on said court to adjudicate on all cases of children under sixteen years of age, who are delinquent, indigent, neglected, or otherwise subject to discipline, or in need of the care and protection of the State, and regulating the procedure in such cases, including the establishment and maintenance of a detention home and probation system, and the appointment of guardians for such children, and providing for the welfare of indigent children as objects of charity, for the public good; to provide for the officers of said court, and define their powers and duties and provide for their compensation." Approved April 22, 1911.

HEADQUARTERS SECOND INFANTRY
THE ALABAMA NATIONAL GUARD

Camp Charles Henderson,
Montgomery, Ala., August 30, 1915.

The members of the Senate of Alabama and their ladies are cordially invited to attend the officer's ball

of the second infantry, Alabama National Guard, at the Exchange Hotel, Friday evening, September 2nd, 1915.

Complimentary to Governor and Mrs. Charles Henderson.

C. R. Bricken,

Colonel.

Dancing 9:30 P. M.

REPORT FROM COMMITTEE ON ENGROSSED BILLS.

Mr. President:

Your Standing Committee on Engrossed Bills beg leave to report that said committee, in session, have examined and compared the following engrossed bills with the originals and find same correctly engrossed, to wit:

S. 494. To prescribe the qualifications of jurors and regulate the selection, drawing and summoning of jurors; to prescribe the qualifications of and provide for the appointment of jury commissioners and clerks of commissions and to regulate the empanelling of grand and petit juries in all of the courts of this State.

S. 506. To provide for the election of a solicitor for every judicial circuit in the State, and fix his salary; authorize the appointment of deputy solicitors, prescribe their duties and authority, and fix their salaries.

S. 534. To take from justices of the peace and notaries public ex-officio justices of the peace the right, power and authority to finally try any charge or accusation against any person of any crime or violation of the law of Alabama and to define the authority of such officers with reference to such charges.

S. 659. For the relief of George S. Livingston, former judge of probate of Autauga county, Alabama, and the sureties on his official bond.

S. 660. For the relief of B. W. Gresham, former treasurer of Autauga county, Alabama, and the sureties on his official bond.

S. 661. For the relief of Geo. C. Spigener, former treasurer of Autauga county, Alabama, and the sureties on his official bond.

S. 662. For the relief of Joe A. Chambliss, former sheriff of Autauga county, State of Alabama, and the sureties on his official bond.

S. 663. For the relief of Thos. W. Smith, former clerk of the circuit court of Autauga county, Alabama, and the sureties on his official bond.

S. 786. To relieve J. R. Allen from liability for and on account of receiving money from the funds of Shelby county, on the following warrant, which was issued by the board of revenue of said county for his services as ex-officio fees as sheriff of Shelby county, Alabama, on January 9th, 1912, to wit: Warrant No. 374, for \$300.00.

S. 796. To create a court to be known and called the inferior criminal court of Madison county, to provide that the judge of the inferior court of Huntsville, shall be ex-officio the judge of said court, and the clerk of the circuit court of Madison county, the ex-officio clerk of said court, that the solicitor of said county, if there be one, or the circuit solicitor or his deputy, shall represent the State in said court, that causes be appealed from said court to the Supreme or Appellate Court. Providing that the compensation of judge, clerk and solicitor for the performance of their duties under this act and to regulate the practice and procedure in and jurisdiction of said court, providing that all indictments for misdemeanors found in the circuit, except for violations of liquor laws, shall be transferred to this court.

S. 830. To relieve Frank Miller from all liability for and on account of receiving money to the amount of two hundred and thirty and 50/100 (\$230.50) dollars, from the funds of Shelby county, Alabama, during the years 1911 and 1912, for his services as acting as superintendent or supervisor of public roads in his district, while a member of the board of revenue of Shelby county, Alabama, for which suit is now pending in the circuit court of Shelby county, Alabama.

S. 376. To amend section 3792 of the Code of Alabama of 1907. Provides that any person not a party to a detinue suit under section 3778 may claim to own the title, legal or equitable, or a lien paramount to the

rights of either party to the suit in the property sued for.)

W. J. Price,
Chairman.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bills:

H. 1350. To authorize and direct the State treasurer to pay to the ~~Alabama Machinery & Supply Company~~, four hundred thirty-three and 22/100 (\$433.22) dollars, for merchandise sold and delivered to the convict department of Alabama upon orders from the officers of said departments, and for the State capitol ordered by O. E. Courtney, superintendent, and for which it has not been paid.

H. 1010. To amend section 4794 of the Code of 1907.

H. 1437. To appropriate the sum of \$1,496.57, to be paid to the Mercantile Paper Company, a corporation, in payment of debts due said corporation by the State of Alabama, for stationery and office supplies, contracted prior to January 1, 1915, by the following departments of State for the following amounts: Alabama National Guards, \$347.90; Attorney General, \$86.20; State Banking, \$47.00; Alabama Appellate Court, \$68.00; Education, \$150.00; Immigration, \$39.25; Land Agent, \$206.30; Examiner Public Accounts, \$35.50; State Board of Health, \$139.55; State Prison Inspector, \$2.10; Governor's office, \$218.85; State Tax Commission, \$155.92.

H. 1556. To restore the name of Mrs. Mary Anglin, of Randolph county, Alabama, surviving widow of C. G. Anglin, a Confederate soldier, to the pension rolls and to pay to her all arrearages as a pensioner of the third class, from January 1, 1914, the date her name was stricken from the rolls to the date of the passage of this act.

H. 1279. To appropriate the sum of \$20.25 to be paid to the Loeb Hardware Company of Montgomery, Alabama, as payment of the purchase price of a bill of goods bought from the said Loeb Hardware Company

by the State of Alabama for the purpose of making repairs in the State capitol building, which said purchase price has never been paid.

H. 1365. To appropriate the sum of five hundred thirty-eight and 25/100 dollars for the relief of the Montgomery Light & Water Power Company, for lights furnished to the capitol building, up to February 1, 1915.

And sends the same herewith to the Senate.

H. 1113. For the relief of John G. Bradley, former clerk of the criminal court of Jefferson county.

And sends the same herewith to the Senate with notice and proof attached and exhibited as follows:

To Whom it May Concern:

Notice is hereby given that a bill will be introduced at the present session of the Legislature, when it re-assembles after the recess on July 13th, 1915, the substance of which is as follows:

A Bill to be Entitled

AN ACT

For the relief of John G. Bradley, former clerk of the criminal court of Jefferson county.

That whereas, John G. Bradley, while clerk of the criminal court of Jefferson county, on to wit, the 7th day of September, 1911, in compliance with the provisions of an act entitled "An act to regulate the disposition and disbursement of witness fees collected by clerks of courts of record which fees have not been paid out to the parties entitled thereto within two years after collection by the clerk," approved August 26th, 1909 (Acts 1909, page 213), did pay into the treasury of the State unclaimed witness fees theretofore collected by him as clerk of said court in the sum of one thousand, one hundred thirty-five and 99/100 (\$1,135.99) dollars, upon the supposition that such payment was required by said act, and

Whereas, it has been decided by the Supreme Court, in the case of Blake v. State, ex rel. Going et al., 178 Ala. 407, that the said act of 1909 was repealed by

an act entitled "An act to regulate the disposition and disbursement of witness fees collected by clerks of courts of record and which fees have not been paid out to the parties entitled thereto within two years after collected by the clerk," approved April 5th, 1911 (Acts 1911, page 200), and held, in construing the two acts, that unclaimed witness fees were made payable to the county treasurer, and not to the State treasurer, and

Whereas, the treasurer of Jefferson county now demands of said John G. Bradley that said sum of one thousand ~~one hundred, thirty-five and 99/100~~ (\$1,135.99) dollars to be paid to him as such treasurer;

Now, therefore, be it enacted by the Legislature of Alabama, that the State auditor be, and is, hereby authorized and required to draw a warrant on the State treasurer in favor of the treasurer of Jefferson county for said amount, and that the said warrant be paid by the State treasurer out of the funds of said State, whereupon the said John G. Bradley shall be relieved of liability to Jefferson county for the payment of said sum.

State of Alabama, }

Jefferson County. }

Personally appeared before me, W. C. Cornett, a notary public in and for said county, in said State, J. H. F. Moseley, who, being duly sworn, deposes and says that he is editor and manager of the Labor Advocate, a newspaper published in said county and State, that the notice hereto attached was published in said Labor Advocate on the following dates: June 18th, 25th, July 2nd, 9th, 1915.

J. H. F. Moseley.

Sworn to and subscribed before me, this 16th day of July, 1915.

W. C. Cornett,

Notary Public.

Also,

H. 1545. To amend sections 1, 2, 3, 6, 7, 8 and 9 of an act entitled an act to establish a separate school district in and for the city of Demopolis, and the police jurisdic-

tion thereof in Marengo county, Alabama, and to provide means to support said separate school district. Approved February 10, 1897. And to provide means to aid in the support of the school in said district, and to provide for the election of the members of the said Demopolis school board in the Demopolis school district, and the qualifications of the members of the said board.

And sends the same herewith to the Senate with notice and proof attached and exhibited as follows:

State of Alabama, }
Marengo County. }

Before me, G. G. Griffin, a notary public in and for said county, in said State, personally came E. S. Cornish, who, being by me first duly sworn, deposes and says, that he is the editor and publisher of the Demopolis Times, a newspaper published at Demopolis, in Marengo county, in the State of Alabama, and that the notice hereto attached below, was published in the Demopolis Times at Demopolis, in Marengo county, Alabama, for four successive weeks before the making of this affidavit.

E. S. Cornish.

Sworn to and subscribed before me, this the 21st day of August, 1915.

G. G. Griffin,
Notary Public, Marengo County, Alabama.

NOTICE.

Notice is hereby given that a bill will be introduced in the Legislature of Alabama to amend sections 1, 2, 3, 6, 7, 8, and 9 of an act entitled an act, to establish a separate school district in and for the city of Demopolis and police jurisdiction thereof in Marengo county, Alabama, and to provide means to support said separate school district. Approved February 10th, 1897. To amend section 1 of said act so that said school district shall be under the management and control of a district board of education, to amend section 2 so that said district board of education shall consist of five members to be elected at the general election for county officers year 1916, whose term of office shall be

four years, and providing for an election every four years thereafter and providing for temporary members of said Demopolis school board until that time. That said section 3 of said act be amended so that members of said board shall be elected at the general election for county officers in the year 1916 by the qualified electors in said school district, and to provide that women shall be eligible to serve on said board. Section 6 of said act to be amended so as to permit pupils up to the eighth grade to enter and attend the public schools in said school district free of charge. That section 7 be amended so as to give the Demopolis district school board the power and authority to use and appropriate and disburse school funds coming into their hands for the benefit of the public schools in said district. Section 8 of said act be amended so that funds can be paid over to the treasurer of said school board. Section 9 of said act be amended so that all laws in conflict with this act are expressly repealed and that this act shall become effective immediately upon its passage and approval by the Governor.

H. 1224. For the relief of George S. Livingston, former judge of probate of Autauga county, Alabama, and the sureties on his official bond.

And sends the same to the Senate with notice and proof attached, and herewith exhibited as follows:

A Bill to be Entitled

AN ACT

For the relief of George S. Livingston, former judge of probate of Autauga county, Alabama, and the sureties on his official bond.

Whereas, suit has been brought by the solicitor of the fifteenth judicial circuit in the circuit court of Autauga county, Alabama, against George S. Livingston, former judge of probate of Autauga county, Alabama, and the sureties on his official bond to recover for Autauga county certain fees collected by said judge of probate in the regular performance of his duties as such for the issuance of citations to taxpayers. And,

Whereas, the board of revenue of Autauga county has heretofore passed a resolution relieving said George S. Livingston of any liability therefor. And,

Whereas, said cause is now pending in said circuit court.

Therefore, be it enacted by the Legislature of Alabama:

Section 1. That the solicitor for the fifteenth judicial circuit of Alabama who has instituted said suit against said George S. Livingston and the sureties on his official bond, be and he is hereby authorized and empowered to dismiss said cause upon condition that the defendant in said cause pay the costs accrued therein.

Sec. 2. That when said suit is dismissed as provided in the preceding section of this act, it shall be a complete and adequate discharge of all liability of said George S. Livingston and the sureties on his official bond for and on account of the claims contained in said action; and the resolution passed by the said board of revenue of Autauga county in relation thereto is hereby in all things ratified and confirmed.

The State of Alabama, }
Autauga County. }

Before me, H. E. Gipson, a notary public in and for said county and State, personally appeared C. T. Kent, who, being by me first duly and legally sworn, deposes and says on oath, that he is the manager and publisher of the Prattville Progress, a newspaper published every week in the city of Prattville, Autauga, Alabama, and affiant further states that the above and foregoing bill was published in full in said newspaper once a week for four successive weeks, commencing on the 17th day of June, 1915, and ending on the 8th day of July, 1915. Affiant further states that the said bill was published as the law requires.

C. T. Kent,
Manager and Publisher of Prattville Progress.

Sworn to and subscribed before me, this 16th day of July, 1915.

H. E. Gipson,
Notary Public.

Also,

H. 1225. For the relief of Joe A. Chambliss, former sheriff of Autauga county, Alabama, and the sureties on his official bond.

And sends the same to the Senate with notice and proof attached, and herewith exhibited as follows:

A Bill to be Entitled

AN ACT

For the relief of Joe A. Chambliss, former sheriff of Autauga county, Alabama, and the sureties on his official bond.

Whereas, suit has been brought by the solicitor of the fifteenth judicial circuit in the circuit court of Autauga county, Alabama, against Joe A. Chambliss, former sheriff of Autauga county, Alabama, and the sureties on his official bond to recover for Autauga county certain and various sums of money collected by said sheriff in the regular performance of his duties as such for services performed by him in behalf of the county of Autauga. And,

Whereas, the board of revenue of Autauga county has heretofore passed a resolution relieving said Joe A. Chambliss of any liability therefor. And,

Whereas, said cause is now pending in said circuit court.

Therefore, be it enacted by the Legislature of Alabama:

Section 1. That the solicitor for the fifteenth judicial circuit of Alabama who has instituted said suit against the said Joe A. Chambliss and the sureties on his official bond, be and he is hereby authorized and empowered to dismiss said cause upon condition that the defendant in said cause pay the costs accrued therein.

Sec. 2. That when said suit is dismissed as provided in the preceding section of this act, it shall be a complete and adequate discharge of all liability of said Joe A. Chambliss and the sureties on his official bond for and on account of the claims contained in said action; and the resolution passed by the said board of revenue of Autauga county in relation thereto is hereby in all things ratified and confirmed.

The State of Alabama,)
 of Autauga County,)
 Before me, H. E. Gipson, a notary public in and for
 said county and State, personally appeared C. T. Kent,
 who, being by me first duly and legally sworn, deposes
 and says on oath, that he is the manager and publish-
 er of the Prattville Progress, a newspaper published
 every week in the city of Prattville, Autauga county,
 Ala., and affiant further states that the above and fore-
 going bill was published in full in said newspaper once a
 week for four successive weeks, commencing on the 17th
 day of June, 1915, and ending on the 8th day of July,
 1915. Affiant further states that the said bill was pub-
 lished as the law requires.
 C. T. Kent,
 Manager and Publisher of Prattville Progress.

Sworn to and subscribed before me, this 16th day of
 July, 1915.

H. E. Gipson,

Notary Public.

Also,

H. 1229. For the relief of certain former county offi-
 cials of Autauga county, and the sureties on their re-
 spective official bonds.

And sends the same to the Senate with notice and
 proof attached, and herewith exhibited as follows:

A Bill to be Entitled

AN ACT

For the relief of certain former county officials of
 Autauga county, and the sureties on their respective
 official bonds.

Whereas, suits have been brought by the solicitor of
 the fifteenth judicial circuit in the circuit court of Au-
 tauga county, against the following former officials of
 said county, and the sureties on their respective bonds,
 to wit: George S. Livingston, former judge of probate,
 Joe A. Chambliss, former sheriff, B. W. Gresham, for-
 mer treasurer, George C. Spigener, former treasurer,
 and Thomas W. Smith, former clerk of the circuit court

of said county, to recover from each of said former officials certain fees collected by them or money paid by them for the use of the county, respectively in the regular performance of their official duties. And,

Whereas, the board of revenue of Autauga county has heretofore passed a resolution relieving each of said parties from any liability therefor. And,

Whereas, said causes are now pending in said circuit court.

Therefore, be it enacted by the Legislature of Alabama:

Section 1. That the solicitor of the fifteenth judicial circuit of Alabama who has instituted said suits against George S. Livingston, former judge of probate, Joe A. Chambliss, former sheriff, B. W. Gresham, former treasurer, George C. Spigener, former treasurer, and Thomas W. Smith, former clerk of the circuit court of said county of Autauga, and the sureties on their respective official bonds, be and he is hereby authorized and empowered to dismiss each of said causes upon condition that the defendants in each of said causes pay the costs accrued therein.

Sec. 2. That when said causes are dismissed as provided in the preceding section of this act, it shall be a complete and adequate discharge of all liability of each of said former officials and the sureties on the respective official bonds of each for and on account of the claim contained in said actions; and the resolution passed by the board of revenue of said county in relation thereto is hereby ratified and in all things confirmed.

The State of Alabama, }
Autauga County. }

Before me, H. E. Gipson, a notary public in and for said county and State, personally appeared C. T. Kent, who, being by me first duly and legally sworn, deposes and says on oath, that he is the manager and publisher of the Prattville Progress, a newspaper published in the city of Prattville, Autauga county, Alabama, every week; and affiant further states that the above and foregoing bill was published in full in said newspaper once a

week for four successive weeks, commencing on the 17th day of June, 1915, and ending on the 8th day of July, 1915. Affiant further states that the said bill was published as the law requires.

C. T. Kent,
Manager and Publisher of Prattville Progress.

Sworn to and subscribed before me, this 16th day of July, 1915.

H. E. Gipson,
Notary Public.

Also,

H. 1226. For the relief of George C. Spigener, former treasurer of Autauga county, Alabama, and the sureties on his official bond.

And sends the same to the Senate with notice and proof attached, and herewith exhibited as follows:

A Bill to be Entitled
AN ACT

For the relief of George C. Spigener, former treasurer of Autauga county, Alabama, and the sureties on his official bond.

Whereas, suit has been brought by the solicitor of the fifteenth judicial circuit in the circuit court of Autauga county, Alabama, against George C. Spigener, former treasurer of Autauga county, Alabama, and the sureties on his official bond to recover for Autauga county certain and various sums of money paid out by him as such treasurer for telephone service to the county court house and jail of said county of Autauga, interest on debts of the county for public improvements, and money paid to the superintendent of education for which he had no credit, all in regular performance of his duties as such treasurer. And,

Whereas, the board of revenue of Autauga county has heretofore passed a resolution relieving said George C. Spigener of any liability therefor. And,

Whereas, said cause is now pending in the circuit court of said county of Autauga.

Therefore, be it enacted by the Legislature of Alabama:

Section 1. That the solicitor for the fifteenth judicial circuit of Alabama who has instituted said suit against the said George C. Spigener and the sureties on his official bond, be and he is hereby authorized and empowered to dismiss said cause upon condition that the defendant in said cause pay the costs accrued therein.

Sec. 2. That when said suit is dismissed as provided in the preceding section of this act, it shall be a complete and adequate discharge of all liability of said George C. Spigener and the sureties on his official bond for and on account of the claim contained in said action; and the resolution passed by the said board of revenue of Autauga county in relation thereto is hereby in all things ratified and confirmed.

The State of Alabama, }

Autauga County, }

Before me, H. E. Gipson, a notary public in and for said county and State, personally appeared C. T. Kent, who, being by me first duly and legally sworn, deposes and says on oath, that he is the publisher and manager of the Prattville Progress, a newspaper published every week in the city of Prattville, Autauga county, Alabama, and affiant further states that the above and foregoing bill was published in full in said newspaper once a week for four successive weeks, commencing on the 17th day of June, 1915, and ending on the 8th day of July, 1915. Affiant further states that the said bill was published as the law requires.

C. T. Kent,

Publisher and Manager of Prattville Progress.

Sworn to and subscribed before me, this 16th day of July, 1915.

H. E. Gipson,
Notary Public.

Also,

H. 1228. For the relief of Thomas W. Smith, former clerk of the circuit court of Autauga county, Alabama, and the sureties on his official bond.

And sends the same to the Senate with notice and proof attached, and herewith exhibited as follows:

A Bill to be Entitled
AN ACT

For the relief of Thomas W. Smith, former clerk of the circuit court of Autauga county, Alabama, and the sureties on his official bond.

Whereas, suit has been brought by the solicitor of the fifteenth judicial circuit in the circuit court of Autauga county, Alabama, against Thomas W. Smith, former clerk of the circuit court of Autauga county, Alabama, and the sureties on his official bond, to recover for the county of Autauga certain and various sums of money collected by him for services performed for the county of Autauga in the regular performance of his duties as such clerk. And,

Whereas, the board of revenue of Autauga county has heretofore passed a resolution relieving said Thomas W. Smith of any liability therefor. And,

Whereas, said cause is now pending in said circuit court.

Therefore, be it enacted by the Legislature of Alabama:

Section 1. That the solicitor for the fifteenth judicial circuit of Alabama who has instituted said suit against said Thomas W. Smith and the sureties on his official bond, be and he is hereby authorized and empowered to dismiss said cause upon condition that the defendant in said cause pay the costs accrued therein.

Sec. 2. That when said suit is dismissed as provided in the preceding section of this act, it shall be a complete and adequate discharge of all liability of said Thomas W. Smith and the sureties on his official bond for and on account of the claims contained in said action; and the resolution passed by the said board of revenue of Autauga county in relation thereto is hereby in all things ratified and confirmed.

The State of Alabama, }
 Autauga County. }

Before me, H. E. Gipson, a notary public in and for said county and State, personally appeared C. T. Kent, who, being by me first duly and legally sworn, deposes

and says on oath, that he is the manager and publisher of the Prattville Progress, a newspaper published every week in the city of Prattville, Autauga, Alabama, and affiant further states that the above and foregoing bill was published in full in said newspaper once a week for four successive weeks, commencing on the 17th day of June, 1915, and ending on the 8th day of July, 1915. Affiant further states that the said bill was published as the law requires.

C. T. Kent,
Manager and Publisher of Prattville Progress.

Sworn to and subscribed before me, this 16th day of July, 1915.

H. E. Gipson,
Notary Public.

Also,

H. 1227. For the relief of B. W. Gresham, former treasurer of Autauga county, Alabama, and the sureties on his official bond.

And sends same to the Senate with notice and proof attached, and herewith exhibited as follows:

A Bill to be Entitled
AN ACT

For the relief of B. W. Gresham, former treasurer of Autauga county, Alabama, and the sureties on his official bond.

Whereas, suit has been brought by the solicitor of the fifteenth judicial circuit in the circuit court of Autauga county, Alabama, against B. W. Gresham, former treasurer of Autauga county, Alabama, and the sureties on his official bond to recover for Autauga county certain and various sums of money paid by said treasurer in the regular performance of his duties as such for telephone service for the jail and court house of Autauga county, and various sums of money for interest on debts due by said county for public improvements. And,

Whereas, the board of revenue of Autauga county has heretofore passed a resolution relieving said B. W. Gresham of any liability therefor. And,

Whereas, said cause is now pending in said circuit court.

Therefore, be it enacted by the Legislature of Alabama:

Section 1. That the solicitor for the fifteenth judicial circuit of Alabama who has instituted said suit against said B. W. Gresham and the sureties on his official bond, be and he is hereby authorized and empowered to dismiss said cause upon condition that the defendant in said cause pay the costs accrued therein.

Sec. 2. That when said suit is dismissed as provided in the preceding section of this act, it shall be a complete and adequate discharge of all liability of said B. W. Gresham and the sureties on his official bond for and on account of the claim contained in said action; and the resolution passed by the said board of revenue of Autauga county in relation thereto is hereby in all things ratified and confirmed.

The State of Alabama, }
Autauga County. }

Before me, H. E. Gipson, a notary public in and for said county and State, personally appeared C. T. Kent, who, being by me first duly and legally sworn, deposes and says on oath, that he is the manager and publisher of the Prattville Progress, a newspaper published every week in the city of Prattville, Autauga, Alabama, and affiant further states that the above and foregoing bill was published in full in said newspaper once a week for four successive weeks, commencing on the 17th day of June, 1915, and ending on the 8th day of July, 1915. Affiant further states that the said bill was published as the law requires.

C. T. Kent,
Manager and Publisher of Prattville Progress.

Sworn to and subscribed before me, this 16th day of July, 1915.

H. E. Gipson,
Notary Public.

And sends same herewith to the Senate.

W. F. Herbert,
Clerk.

HOUSE MESSAGES.

The House bills in the foregoing House message were severally read once and referred to appropriate standing committees as follows:

H. 1350, 1437, 1556, 1279, 1365, 1113, 1224, 1225, 1229, 1226, 1227, 1228. To the Committee on Finance and Taxation.

H. 1010. To the Committee on Judiciary.

H. 1545. To the Committee on Local Legislation.

RESOLUTION.

Mr. Lee offered the following resolution, to wit:

S. R. 154. Resolved, that Senate Bill No. 132 be a previous, paramount and continuing order for the next legislative day at 11 A. M.

Which was read at length and referred to the Standing Committee on Rules.

RECESS.

At 1:05 o'clock P. M., on motion of Mr. Winkler, the Senate took a recess until 3 o'clock this afternoon.

AFTERNOON SESSION—THIRTY-NINTH DAY.

Tuesday, August 31, 1915.

The Senate re-assembled at 3 o'clock P. M.

ROLL CALL.

On a call of the roll 24 Senators answered to their names, a quorum of the Senate.

INTRODUCTION OF BILLS.

Upon a call of districts bills were introduced, severally read one time, and referred to appropriate standing committees, as follows:

By Mr. Pride (by request) :

S. 865. To amend section 702, 703, subdivision (a), (e), (h) and (j) of sections 710, 713, 716 and 723 of the Code, of article 1, chapter 22 of the Code. Health laws and regulations.

Committee on Public Health.

Mr. Lusk offered the following resolution :

S. R. 156. Resolved, that the sessions after the next legislative day from 9 to 1 be devoted to a call of the districts that any member as called may call up a special, local, or general bill.

That from 3 to 6 be devoted to special orders.

That from 8 to 10 be devoted to local bills and special orders.

Which was read at length and referred to the Standing Committee on Rules.

Mr. Jones, from the Standing Committee on Rules, reported to the Senate the following resolution :

S. R. 157. Resolved, that the following bills be made previous, special, paramount and continuing orders for 3:30 o'clock this afternoon, August 31 :

S. 559, S. 560, S. 254.

Also, that the following bills be made previous, special, paramount and continuing orders for the fortieth legislative day at 9:30 A. M.

H. 142, S. 298, S. 59, S. 444, S. 446, S. 485, S. 328, S. 329, S. 533, S. 338, S. 339, S. 741.

Also, that the following bill be made a special, paramount and continuing order for the forty-first Legislative day at 9:30 A. M.

S. 58.

Mr. Lee offered the following amendment to said resolution, to wit :

Amend resolution by adding after H. 142, the following: S. 132.

Which was adopted.

And said resolution, as thus amended, was then adopted, and said report concurred in by the Senate.

Mr. Kline offered the following resolution :

S. 158. Be it resolved by the Senate, that when we adjourn this afternoon we adjourn to meet to-night at 8:30 P. M., for consideration of local bills only.

Which was, under a suspension of the rules, adopted.

STATE OF ALABAMA
EXECUTIVE DEPARTMENT
MONTGOMERY

August 31, 1915.

Mr. President:

I am directed by the Governor to deliver to the Senate a message in writing.

Respectfully,

W. E. Henderson,

Private Secretary.

To the Senate and House of Representatives:

You have previously passed a joint resolution submitting to the qualified electors of the State the question as to whether or not short term bonds shall be issued for the purpose of partly providing for the deficit in the State's finances.

The time fixed in this resolution for the holding of said election was on December 20th, next. If the joint resolution submitting this question of a temporary bond issue is effective it will be necessary for the Legislature to adjourn sine die during the third week of the present month in order that the constitutional requirement of ninety days shall intervene between the final adjournment of the Legislature and the submission of the constitutional amendment to the people.

I understand that there is a disposition of some to change the time of this election from December 20th to the next regular election under the plea that the expense of the election will be saved to the State. While it is true elections are expensive, it is also of interest to the people to know that the obligations of the State will be promptly provided for and the delay of this election will not only jeopardize the ability of the State to provide for its obligations, but it will also bring this election at a period when many other questions of absorbing interest to the voters of the State are before them, and possibly they will not exercise the same mature thought in their actions.

At the end of the present fiscal year, September 30th, the State will have issued two and one-half million dollars of warrants more than it has funds to liquidate,

and which will have been provided for by the Executive. On October 1st the State will be due between four and five hundred thousand dollars to two sources alone—the old soldiers and the schools, for which the taxes have already been paid in and the greater part of the amount under a constitutional provision levying a special tax for these two purposes. Through an act of a former Legislature and by custom in force from a scarcity of funds in the State treasury, these trust funds have been mingled with other funds of the State and used for paying other obligations. Consequently there will be no funds on hand at the time the obligations above referred to mature and become payable. This deficit continues to increase during October, November and December, taking former tax years as a criterion, until we reach the first of the new calendar year, January 1, 1917, when the taxes become delinquent and bear interest from that period. In fact the increase in the deficit during these three months are likely to reach one million dollars or more, and the beneficiaries of the appropriations that are payable at that time by force of circumstances will have to indulge the State until it can receive funds from its tax-gatherers. To meet the obligations incurred by the Executive in providing funds for taking care of the war-rants of the State, it will become necessary to make new loans, because there will never be sufficient funds in the hands of the treasurer to pay these obligations and to meet the appropriations as they are falling due. Therefore, you can see the necessity of prompt action on these bonds measures if the State is to protect its obligations as they mature.

Chas. Henderson,
Governor.

GOVERNOR'S MESSAGE.

On motion of Mr. Judge the secretary was directed to spread the foregoing message on the Journal of the Senate and have 500 copies thereof printed for the use of the Senate.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bill:

H. 680. For the relief of Thomas J. Hale, of Reform, Pickens county, Alabama, to pay him the sum of \$500, and the interest thereon from July 1st, 1910, due him by a contract made with him by the State board of education, employing him as principal of the Pickens county high school for the year 1909-10.

And sends the same herewith to the Senate.

W. F. Herbert,
Clerk.

HOUSE MESSAGE.

The House bill in the foregoing House message was read once and referred to appropriate standing committee as follows:

H. 680. To the Committee on Finance and Taxation.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bill and ordered same sent forthwith to the Senate without engrossment:

H. 1517. For the relief of candidates who have failed to comply with the provisions of that portion of section 6 of the act known as the corrupt practice act, approved June 19, 1915, which requires candidates to designate committees.

And sends same herewith to the Senate.

W. F. Herbert,
Clerk.

HOUSE MESSAGE.

The House bill in the foregoing House message was read once and referred to appropriate standing committee, as follows:

H. 1517. To the Committee on Judiciary.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has amended as therein shown and as amended has passed:

S. 76. To abolish the office of county treasurer and to require that the county funds be deposited in such incorporated national or State bank in the several counties, as the board of revenue or court of county commissioners may elect, and to provide for the custody of such funds, and to require all acts required of the treasurer to be performed by the president of the board of revenue or county commissioners.

And the same is herewith returned to the Senate.

W. F. Herbert,
Clerk.

HOUSE MESSAGE.

On motion of Mr. Kline, the Senate concurred in the following amendment by the House to Senate bill No. 76, the title of which is set out in the foregoing message from the House, to wit:

Amend section 5 of Senate bill 76 by adding thereto the following at the end of said section:

"Provided, that in all counties under 50,000 population, where the county treasurer is now required by law to collect and receipt for a road tax from persons liable for road duty in such county, the judge of probate of such county shall collect and receipt for such road tax and perform such other duties in connection therewith as are now required by law of the county treasurer.

Amend by striking out the figures "200,000," in section 8, and writing in place the figures "50,000."

Yeas, 18; nays, 0.

Yeas:

Messrs.:	Faulk	Kline	McCain
Bulger	Hall	Lee	Price
Cooper	Higgins	Lewis	Pride
Easterly	Hill	Lusk	Winkler
Ellis	Key	Miller	

—18.

Nays, 0.

CONSIDERATION OF SENATE RESOLUTION 151.

The Senate having disposed of House Bill No. 851, proceeded to consider S. R. 151, by Mr. Bonner, heretofore postponed until said bill, H. 851, was disposed of:

S. R. 151. Resolved by the Senate, that within three days after the passage of this resolution, every Senator having in his possession or riding on a railroad pass, shall file with the secretary a statement in writing and under oath, giving the date and number of said pass, and over what railroad or railroads the same is used for transportation.

Resolved further, that each and every Senator shall, within three days after the passage of this resolution, file with the clerk of the Senate, a statement in writing, and under oath, setting out the name of each and every public service corporation doing business in the State of Alabama, with which he has a contract of employment.

Mr. Lewis offered the following substitute for said resolution:

Be it resolved by the Senate of Alabama, that all members of the Senate shall register their names in a book to be kept for the purpose by the secretary of the Senate, together with the fact whether they do or not own stock or any interest in or are in the employ of any corporation, and if so what corporation, or if they have been so interested or employed within a period of twelve months previous to their election or nomination.

Resolved further, that at the expiration of three calendar days the record contemplated by this resolution shall be incorporated in and become a part of the Journal of the Senate.

Mr. Lusk offered the following amendment to the substitute offered by Mr. Lewis, to wit:

Amend by inserting after the word "nomination" these words: "And give a list of all railroad passes which he has or has had within the past twelve months."

Which was adopted.

Yeas, 25; nays, 1.

Yeas:

Messrs.:	Faulk	Key	McCain
Arrington	Green	Kline	Price
Bell	Hall	Lee	Thach
Bonner	Hartwell	Lewis	Wallace
Bulger	Higgins	Lusk	Weathers
Cooper	Hill	Milner	Winkler
Easterly	Judge		—25.

Nay: Mr. Elrod.—1.

And said substitute offered by Mr. Lewis, as thus amended, was adopted.

And said resolution No. 151 offered by Mr. Bonner, as thus amended, was adopted.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has concurred in and adopted the amendment proposed by His Excellency, the Governor, to:

H. 766. To regulate the payment of claims against the fine and forfeiture fund of Morgan county, Alabama.

Yeas, 68; nays, 0.

Which was a majority of the whole number elected to the House.

W. F. Herbert,
Clerk.

To the House of Representatives:

I am returning to you House Bill 766, with an amendment which if adopted will have my approval.

This is a local act and returned with this amendment suggested by the representatives from the county affected.

The amendment is as follows:

By adding to the end of section 4, the following: "Provided further, that this act shall not affect witness tickets which are now on file and duly registered, but that such witness tickets shall be retired in due course as the law already provides."

Chas. Henderson,
Governor.

HOUSE AND GOVERNOR'S MESSAGE.

On motion of Mr. Green the Senate concurred in and adopted the amendment proposed by His Excellency, the Governor, to H. 766, the title of which is set out in the foregoing message from the House, which said amendment is set out in the foregoing message from His Excellency, the Governor.

Yeas, 24; nays, 0.

Yeas:

Messrs.:	Faulk	Key	Price
Bonner	Green	Kline	Pride
Brown	Bell	Lee	Thach
Cooper	Hartwell	Lusk	Wallace
Easterly	Higgins	Miller	Weathers
Ellis	Hollis	McCain	Winkler
Elrod			

—24.

Nays, 0.

Which was a majority of the whole number elected to the Senate.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has non-concurred in the Senate amendments to:

H. 851. To prescribe and fix the license or privilege tax to be paid by every person, firm, company, corporation or association engaged in any business, vocation, occupation, calling or profession in this State, or who shall in this State exercise any privileges for which a license or privilege tax is or may be charged; to provide for and regulate the collection of such license or privilege tax; to fix the compensation to be paid for the collection of such license or privilege tax; to provide for the distribution, application and safe-keeping of the funds arising from the collection of such license or privilege tax; to fix a penalty for doing business without a license, and to provide for the enforcement thereof; and to further provide for the general revenues.

And requests Committee of Conference.
And sends same herewith to the Senate.

W. F. Herbert,
Clerk.

HOUSE MESSAGE.

On motion of Mr. Hartwell the Senate acceded to the request of the House for a Committee of Conference on the disagreement of the two Houses on the Senate amendments to H. 851, the title of which is set out in the foregoing message from the House.

And the President of the Senate appointed as conferees on the part of the Senate, Messrs. Hartwell, Key, Bell, Lee, Bulger.

RECOMMITMENT OF BILL.

Mr. Lewis moved that:

H. 1368. To amend section 1509 of the Code of Alabama, 1907.

Be taken from the regular calendar and re-referred to the Standing Committee on Corporations, which motion prevailed, and said bill was re-referred to the Standing Committee on Corporations.

CONSIDERATION OF SPECIAL ORDERS.

The hour of 3:30 P. M. having arrived, the Senate proceeded to consider the first special order for this hour, which was:

S. 559. Proposing an amendment to section 11 of the Constitution of Alabama so as to provide for verdicts by juries in civil cases by the concurrence of nine or more jurors signing the verdict.

Mr. Wallace offered the following amendment to said bill, to wit:

Amend Senate Bill 559 by striking out the word "civil," wherever it appears in said bill, and insert in lieu of said word the word "all."

Mr. Lusk moved to lay said amendment on the table, which prevailed, and said amendment was laid upon the table.

Yeas, 20; nays, 5.

Yeas :			
Messrs. :	Elrod	Hill	Lusk
Bonner	Faulk	Jones	Miller
Brown	Hall	Judge	Thach
Bulger	Hartwell	Key	Weathers
Cooper	Higgins	Kline	Winkler
Ellis			—20.

Nays :			
Messrs. :	Green	Price	Wallace
Bell	Lee		—5.

Mr. Thach offered the following amendment to said bill, to wit:

Amend the caption by inserting after the word "civil" and before the word "cases," where they occur in said caption, the following, "and misdemeanor."

And amend section one, line 4, by inserting after the word "civil" and before the word "cases," the following, "and misdemeanors."

Mr. Bulger moved to lay said amendment upon the table, which motion was lost.

Yeas, 11; nays, 16.

Yeas :			
Messrs. :	Ellis	Judge	McCain
Bonner	Elrod	Lusk	Weathers
Bulger	Hollis	Miller	Winkler
			—11.

Nays :			
Messrs. :	Faulk	Higgins	Lee
Bell	Green	Hill	Lewis
Brown	Hall	Key	Thach
Cooper	Hartwell	Kline	Wallace
Easterly			—16.

And the amendment offered by Mr. Thach was then adopted.

Yeas, 18; nays, 11.

Yeas :			
Messrs. :	Bell	Cooper	Green
Arrington	Brown	Faulk	Hall

Hartwell	Key	Lewis	Wallace
Higgins	Kline	Pride	Weathers
Judge	Lee	Thach	—18.

Nays:

Messrs.:	Ellis	Hollis	Miller
Bonner	Elrod	Jones	McCain
Bulger	Hill	Lewis	Winkler
			—11.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 22; nays, 5.

Yeas:

Messrs.:	Faulk	Jones	Miller
Bonner	Hall	Judge	Pride
Brown	Hartwell	Key	Thach
Bulger	Higgins	Kline	Weathers
Ellis	Hill	Lee	Winkler
Elrod	Hollis	Lusk	—22.

Nays:

Messrs.:	Bell	McCain	Wallace
Arrington	Easterly		—5.

The bill:

S. 560. Proposing to the people an amendment to the Constitution of the State authorizing and empowering a majority of the members of the Senate and a majority of the House of Representatives, when not in session, to convene themselves in extra session as a Legislature.

Was taken up.

The following amendment offered by the Committee on Judiciary, to wit:

Amend by inserting after the word "considered," in third line from bottom the words: "Except by a vote of two-thirds of the members of each House."

And add after line 7 from the bottom and before line 6 from the bottom, these words: "The Legislature shall not be convened at any other place than the capitol except as provided in section 48 of the Constitution."

Was adopted.

Yeas, 24; nays, 4.

Yeas:

Messrs.:	Easterly	Hartwell	Lee
Arrington	Ellis	Hill	Lusk
Bell	Elrod	Hollis	Miller
Bonner	Faulk	Judge	McCain
Brown	Green	Key	Price
Bulger	Hall	Kline	Winkler
Cooper			—24

Nays:

Messrs.:	Lewis	Thach	Weathers
Higgins			—4.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 23; nays, 5.

Yeas:

Messrs.:	Easterly	Hartwell	Lee
Arrington	Ellis	Hill	Lusk
Bell	Elrod	Hollis	Miller
Brown	Faulk	Judge	McCain
Bulger	Green	Key	Pride
Cooper	Hall	Kline	Wallace
			—23.

Nays:

Messrs.:	Lewis	Weathers	Winkler
Higgins	Thach		—5.

The bill:

S. 254. To provide for the more efficient regulation and supervision of the business of insurance in this State.

Was taken up.

The Committee on Banking and Insurance offered the following substitute to said bill, to wit:

A bill to be entitled an act to provide for the more efficient regulation and supervision of the business of insurance in this State.

Be it enacted by the Legislature of Alabama:

Section 1. All contracts of insurance on property, lives or interests in this State shall be deemed to be made therein; and all contracts of insurance, the application for which is taken within this State, shall be deemed to have been made within this State and shall be subject to the laws thereof.

Sec. 2. It shall be unlawful for any company to make any contract of insurance upon or concerning any property or interest or lives in this State, or with any resident thereof, or for any person as insurance agent or insurance broker to make, negotiate, solicit or in any manner aid in the transaction of such insurance, unless and except as authorized under the provisions of the laws of this State and the provisions of this act.

Sec. 3. All statements or descriptions in any application for a policy of insurance, or in the policy itself, shall be deemed and held representations and not warranties; nor shall any misrepresentation, unless of a material fact and fraudulent, prevent the recovery on the policy.

Sec. 4. No company or order, domestic or foreign, authorized to do business in this State under this act, shall make any condition or stipulation in its insurance contracts concerning the court or jurisdiction wherein any suit or action thereon may be brought, nor shall it limit the time within which such suit or action may be commenced. All conditions and stipulations forbidden by this section shall be void.

Sec. 5. When any insurance company publishes a statement of its assets it shall in the same connection and with equal conspicuousness publish its liabilities computed on the basis allowed for its annual statements; and any publications purporting to show its capital shall exhibit only the amount of such capital as has actually been paid in cash.

Sec. 6. An insurance agent or broker who acts for a person other than himself in negotiating a contract of insurance shall, for the purpose of receiving the premium therefor, be held to be the company's agent, whatever conditions or stipulations may be contained in the policy or contract. Such agent or broker know-

ingly procuring by fraudulent representations payment or the obligation for the payment of a premium of insurance shall be guilty of a misdemeanor.

Sec. 7. All companies, agents and brokers doing any kind of insurance business in this State shall make and keep a full and correct record of the business done by them, showing the number, date, term, amount insured and premiums and the persons to whom issued of each and every policy or certificate or renewal. Information from such records shall be furnished to the commissioner of insurance on demand, and the original books of records shall be open to the inspection of the commissioner, his deputy or clerk, when demanded.

Sec. 8. The commissioner of insurance shall keep on file in his office, for the inspection of the public, all the reports received by him in relation to insurance companies and their agents, and shall certify to the judge of probate of each and every county an abstract of each annual statement of the company making the same, and he shall also certify to such judge of probate on the first day of April and October a list of the licenses in force at such dates and those that have expired without renewal or that have been revoked, and each judge of probate shall file such certified abstracts and lists in stub books, to be kept for that purpose, which books shall be open for the inspection of the public. There shall be no tax for any seal on the certificate required by this section.

Sec. 9. No non-resident of the State shall be licensed to do business in the State, except as a special agent or organizer, and then only when he reports his business for record as Alabama business to some general or district agent of his company in the State, or having territory within the State.

Sec. 10. All business done in this State by steam-boiler, liability, accident, health, live stock, marine, leakage, credit, plate-glass, fidelity and all other insurance companies shall be issued by their regularly authorized agents residing in the State, or transacted through applications of such agents, and all policies so issued shall be countersigned by such agents.

Sec. 11. Every insurance company authorized to do

business in the State is hereby prohibited from authorizing or allowing any person, agents, firm or corporation who is a non-resident of this State, to issue or cause to be issued except through a licensed agent any policy of insurance on property located in this State.

Sec. 12. Any person, agent, firm or corporation licensed by the commissioner of insurance to act as a fire insurance agent in this State is hereby prohibited from paying directly or indirectly any commission, brokerage, or other valuable consideration on account of any policy covering property in this State, to any person, agent, firm or corporation who is a non-resident of this State, or to any person, agent, firm or corporation not duly licensed by the commissioner of insurance as a fire insurance agent. Provided, that any fire insurance agent licensed in the State may pay a commission not exceeding five per centum of any premiums collected by him to a licensed non-resident broker. The commissioner of insurance is authorized to license a non-resident as a broker when he shall make application therefor on a proper blank of the department and make affidavit that he will not during the fiscal year place directly or indirectly any fire insurance on any property located in Alabama except through licensed resident agents of the State. The fee for said license and seal shall be ten dollars and fifty cents.

Sec. 13. Whenever the commissioner of insurance shall have or receive notice of information of any violation of any of the provisions of the four next preceding sections he shall immediately investigate or cause to be investigated such violation, and if an insurance company has violated any of such provisions he shall immediately revoke its license for not less than three months nor more than six months for first offense, and for each offense thereafter for not less than one year; and if a person, firm or corporation licensed by the commissioner of insurance as an insurance agent shall violate or cause to be violated any of the provisions of these sections, he shall for the first offense have his license revoked for all companies for which he has been licensed for not less than three months nor more than

six months, and for the second offense he shall have his license revoked for all companies for which he is licensed, and shall not thereafter be licensed for any company for one year from the date of such revocation. And for the purpose of enforcing the provisions of these sections the commissioner of insurance is hereby authorized and empowered to examine persons, administer oaths and send for papers and records. Any failure or refusal on the part of any insurance company, person, agent, ~~firm or corporation~~, licensed to do business in this State, appear before the commissioner of insurance when requested to do so, or to produce records and papers, or answer under oath, shall subject such insurance company, persons, agent, firm or corporation to the penalties of this section.

It shall be unlawful for any fire insurance company, association or partnership doing business in this State employing an agent who is employed by another fire insurance company, association or partnership, either directly or through any organization or association, to enter into, make or maintain any stipulation or agreement in restraint of or limiting the compensation which said agent may receive from any other fire insurance company, association or partnership.

Sec. 14. That before any license is issued to an insurance agent in this State, the agent applying for such license and the company for which he desires to act as agent, shall apply for such license on forms to be prescribed by the commissioner of insurance, and before any license to such agent is issued the commissioner of insurance shall satisfy himself that such person so applying for a license as an agent, is a person of good moral character, that he has not wilfully violated any of the insurance laws of this State, and that he is a proper person for such position.

Sec. 15. That whenever the commissioner of insurance shall become satisfied that any insurance agent licensed by this State has wilfully violated any of the insurance laws of this State, or has wilfully overinsured property of any of the citizens of the State, or has wilfully misrepresented any policy of insurance, or has dealt unjustly with or wilfully deceived any

citizen of this State in regard to any insurance policies, or has failed or refused to pay over to the company, which he represents or has represented, any money or property in the hands of such agent belonging to the company, when demanded, or has in any other way become unfit for such position, then and in any of such cases the commissioner of insurance may, and it shall be his duty to revoke the license of such agent for all the companies which he represents in this State for such length of time as he may decide, not exceeding one year. Provided, however, that the commissioner of insurance shall give to said agent ten days notice of such revocation of such license, and shall give the reasons therefor. And said agent shall have the right to have such revocation reviewed by any court of competent jurisdiction upon appeal.

Sec. 16. For the purpose of investigation, under this act, the commissioner of insurance shall have all the powers conferred by section thirteen of this act.

Sec. 17. If any person shall assume to act as an insurance agent or insurance broker without license therefor as required by law, or shall act in any manner in the negotiation or transaction of unlawful insurance with a foreign insurance company not admitted to do business in this State, or as principal or agent shall violate any provision of the law in regard to the negotiation or affecting of contracts of insurance, or shall violate any provisions of this act or of any laws of this State, the penalty for which is not provided for elsewhere, he shall be guilty of a misdemeanor.

Sec. 18. If any insurance agent or broken knowingly procures by fraudulent representations payment, or the obligation for the payment of a premium of insurance, he shall be guilty of a misdemeanor.

Sec. 19. If any solicitor, agent, examining physician or other person shall knowingly or wilfully make any false or fraudulent statement or representation in or with reference to any publication for insurance, or shall make any such statement for the purpose of obtaining fee, commission, money or benefit in any insurance association or corporation transacting business in this State, he shall be guilty of a misdemeanor.

Sec. 20. If any agent, commissioned or otherwise, of any fire, marine, health, livestock, leakage, credit, steamboiler, liability, accident, plate-glass, or fidelity insurance company shall sign any blank contract or policy and deliver the same to any other person than a duly licensed or commissioned agent, he shall be guilty of a misdemeanor.

Sec. 21. If any insurance agent or broker who acts in negotiating a contract of insurance by an insurance company, association or fraternal order or society lawfully doing business in this State embezzles or fraudulently converts to his own use, or, with intent to use or embezzle, takes, secretes, or otherwise disposes of, or fraudulently withholds, appropriates, lends, invests, or otherwise uses or applies any money or substitute for money received by him as such agent or broker, contrary to the instructions or without the consent of the company for or on account of which the same was received by him, he shall be deemed guilty of embezzlement.

Sec. 22. It shall be unlawful for any fire insurance company, association or partnership doing business in this State employing an agent who is employed by another fire insurance company, association or partnership, either directly or through any organization or association, to enter into, make or maintain any stipulation or agreement in restraint of or limiting the compensation which said agent may receive from any other fire insurance company, association or partnership. The penalty for any violation of this section shall be a fine of not less than two hundred and fifty dollars and not more than five hundred dollars and the forfeiture of license to do business in this State for a period of twelve months thereafter.

Sec. 23. If any company or agent thereof issues or circulates advertisements in which any such company publishes its assets and does not in the same connection and with equal conspicuousness publish its liabilities computed on the basis allowed for its annual statements, or any publication purporting to show its capital as has been actually paid in cash, it or he shall be guilty of a misdemeanor.

Sec. 24. If any insurance company in its annual or other statement required by law shall wilfully misstate the facts, the insurance company and the person making oath to or subscribing the same shall severally be punished by a fine of not less than five hundred nor more than one thousand dollars.

Sec. 25. If any person having in his possession or control any books, accounts or papers of any person licensed under the insurance law, shall, on demand, refuse to exhibit the same to the commissioner of insurance, or shall knowingly or wilfully make any false statement in regard to the same, such person shall be deemed guilty of a misdemeanor.

Sec. 26. If any person shall act as adjuster on a contract made otherwise than authorized by the laws of this State, or by any insurance company or person not regularly licensed to do business in the State, or shall adjust or aid in the adjustment, either directly or indirectly, of a loss by fire on property located in this State, incurred on a contract not authorized by the laws of the State, he shall be deemed guilty of a misdemeanor.

Sec. 27. Every fire insurance company now or hereafter admitted shall annually and at such other times as the commissioner of insurance may require, in addition to all returns now by law required of it or its agents or manager, make a return to the commissioner of insurance in such form and detail as may be prescribed by him of all reinsurance contracted for or effected by it, directly or indirectly, upon property located in this State, such return to be certified by the oath of its president and secretary, if a company of one of the United States, and if a company of a foreign company, by its president and secretary or by officers corresponding thereto, as to such reinsurance contracted for or effected through the foreign office, and by the United States manager as to such reinsurance effected by the United State branch; any if any company, domestic or foreign, shall refuse or neglect to make the returns required by this section, the commissioner of insurance shall revoke its authority to transact business in this State.

Sec. 28. No fire insurance company shall issue fire insurance policies in this State other than those of the standard form filed in the office of the commissioner of insurance of this State and approved by the said commissioner of insurance.

Sec. 29. Any insurance company which shall cause to be issued, and any agent who shall make issue, or deliver a policy of fire insurance other than the standard form of fire insurance policy as provided in the preceding section of this act, shall be guilty of a misdemeanor; but such policy shall nevertheless be binding upon the company issuing the same.

Sec. 30. Unless otherwise provided in this act, every fire insurance company chartered by any other state or foreign government shall, by their general agent or through some authorized officer, deliver under oath to the commissioner of insurance of this State a statement of the amount of capital stock of said company, and deposit with him bonds of the United State, or of the State of Alabama, or of the cities or counties of this State or a bond approved by the commissioner of insurance in some fidelity or surety company licensed to do business in the State of Alabama, as follows: Companies whose capital stock is five hundred thousand dollars or less, ten thousand dollars; companies whose capital stock is more than five hundred thousand dollars and not over one million dollars, twenty thousand dollars; companies whose capital stock is in excess of one million dollars, twenty-five thousand dollars; and the commissioner of insurance shall thereupon give the agent a receipt for the same; provided, that with securities so deposited the company shall at the same time deliver to the commissioner of insurance a power of attorney authorizing him to transfer said securities or any part thereof for the purpose of paying any of the liabilities provided for in this act. The commissioner of insurance shall require each such company to make good any depreciation or reduction in value of said securities. The securities required to be deposited by each insurance company in this act shall be delivered for safe keeping by the commissioner of insurance to the treasurer of the State, who shall re-

ceipt him therefor. For securities so deposited the faith of the State is pledged that they shall be returned to parties entitled to receive them or disposed of as hereinafter provided for. The securities deposited by any company under this act shall not, on account of such securities being in the State, be subjected to taxation, but shall be held exclusively and solely for the protection of contract holders; provided, also, that any fire insurance company may deposit first mortgages on real estate situated in Alabama, to be approved by the commissioner of insurance of this State; provided further, that whenever a fire insurance company shall elect to give a bond in some fidelity or surety company licensed to do business in Alabama, that the commissioner of insurance shall, in passing upon such bond, consider the solvency of such fidelity or surety company as well as the number of said bonds given by said company, any may, whenever in his discretion it is found advisable, require such fidelity or surety company to deposit with the commissioner of insurance bonds of the character hereinbefore named, to an amount to be determined by said commissioner of insurance, sufficient to guarantee a faithful performance of the bonded obligations of said company.

Sec. 31. The commissiонер of insurance, at the time of receiving said securities, shall give to the company authority to draw the interest thereon, as the same may become due and payable, for the use of the company, which authority shall continue in force until the company fails to pay any liability arising upon any policy made in favor of any person, firm or corporation, which shall be at the time said liability arises a resident of this State or which shall own property in the State covered by policies issued, in which case the corporation charged with the payment of such interest shall be forthwith notified of such failure, and thereafter such interest, so long as such liability shall exist, shall be payable to the commissioner of insurance, to be applied, if necessary, to the payment of any such liability.

Sec. 32. If the said company fail to pay any of its liabilities on said contracts according to the terms thereof, after the said liabilities shall have been ad-

justed between the parties in the mode prescribed by the contracts, if a mode be prescribed thereby, or after the same shall have been ascertained in any mode agreed upon by the parties or by the judgment, order or decree of the court having jurisdiction of the subject, the commissioner of insurance shall, upon application of the party to whom the debt or money is due, and upon satisfactory proof that the notice herein required be given said company has been given, proceed to sell at public auction such an amount of the said securities as, with the interest in his hands; ~~will pay the sum~~ due and expenses of sale, and out of the proceeds of sale pay said sums and expenses; provided, that the party making said application shall give to the company or to the agent of the company in this State twenty days' notice of his intention to apply for the sale of said securities to the commissioner of insurance; and provided further, that such company shall be required forthwith to make good any deficit in the amount of the deposit caused by said sale. The commissioner of insurance shall advertise the sale of said securities for thirty days prior to the day of sale in some daily newspaper published in this State, and shall state in said advertisement the securities to be sold and the company depositing them, a copy of which shall be mailed to said company.

Sec. 33. Upon the securities deposited as aforesaid with the commissioner of insurance by any such insurance company, the holders of all contracts of said company who are citizens or residents of this State at such time, or who hold such policies issued upon property in the State, shall have a lien for the amounts due them, respectively, under or in consequence of such contracts for losses, equitable values, return premiums or otherwise, and shall be entitled to be paid ratably out of the proceeds of said securities, if such proceeds be not sufficient to pay all of said contract holders; and whenever any such company depositing securities as aforesaid shall have become insolvent or bankrupt or shall have made an assignment for the benefit of its creditors, any holder of such contract shall have the right to begin an action in the courts of this State to

enforce the said lien for the benefit of all the holders of such contracts. The commissioner of insurance shall be a party to the suit, and the funds shall be distributed by the court, but no cost of such action shall be adjudged against the commissioner of insurance.

Sec. 34. Where the principal of any of said securities so deposited is paid to the commissioner of insurance, he shall notify the company or its agent in this State, and pay the money so received to the said company upon receiving other securities of the character named in section thirty-six of this act to an equal amount, or upon the failure of the company for thirty days after receiving notice to deliver such securities to an equal amount to the commissioner of insurance he may invest the said money in any such securities and hold the same as he held those which were paid off.

Sec. 35. If such company cease to do business in this State, and its liabilities, whether fixed or contingent upon its contracts, to persons residing in this State, or having policies upon property situated in this State shall have been satisfied or shall have been terminated, upon satisfactory evidence of this fact to the commissioner of insurance the State treasurer shall deliver to such company, upon the order of the commissioner of insurance, the securities in his possession belonging to it, or such of them as remain after paying the liabilities aforesaid.

Sec. 36. Whenever any fire insurance company shall file an application with the commissioner of insurance to be admitted to do business in this State it shall be the duty of said commissioner to require of it a compliance with the provisions of this act before issuing a license to such company. Any fire insurance company now doing business in this State shall be allowed until July first, one thousand nine hundred and sixteen to comply with the provisions of this act, and upon failure to do so on or before that time it shall be the duty of the commissioner of insurance of the State to revoke its license to do business in the State of Alabama.

Sec. 37. Any and all bonds given in fidelity or surety companies in lieu of deposits, as provided in section

thirty-six of this act, shall be subject to the same condition and liability as are imposed by this act upon deposited securities, and shall be conditioned to faithfully respond to all the obligations herein created against deposits, and to pay any final judgment entered up against such company in any court of competent jurisdiction in this State for failure to comply with its contracts. Judgment creditors shall have the right to bring suit on said bond for satisfaction in the county in which the judgment is rendered.

Sec. 38. The provisions of this act shall go into effect within ninety days after its passage.

Mr. Judge offered the following amendment to said substitute, to wit:

Sec. 37½. That no fire insurance company or individual doing business in this State shall issue policies on buildings or structures for more than the amount of the value of the property insured, such value to be fixed by the insurer and insured at the time of entering into contract of insurance, and in case of total loss by fire, in the absence of any change increasing the risk without the consent of the insurer, the insured shall be entitled to the full amount of the insurance named in the policy and proportionate amount in case of total loss; provided two or more policies written upon the same property shall be deemed and held contributive insurance and if the aggregate sum of such insurance exceed the insurable value of the property, or agreed by the insurer and the insured, in the event of a total or partial loss each company shall be liable for its pro rata share of said insurance.

Any person who solicits insurance and procures applications therefor shall be held to be the agent of the insurer issuing a policy upon such application, and the insurer shall be bound by the valuation placed on the insured property by such agent, anything in the policy or application to the contrary notwithstanding.

Mr. Green moved to lay said amendment on the table, which was lost.

Yeas, 4; nays, 17.

Yeas:				
Messrs.:	Green	Pride	Thach	
Ellis				—4.

Nays:				
Messrs.:	Hall	Key	Miller	
Bulger	Hartwell	Kline	Price	
Cooper	Higgins	Lewis	Weathers	
Elrod	Hill	Lusk	Winkler	
Faulk	Judge			—17.

And the amendment by Mr. Judge to the substitute offered by the committee was then adopted.

Pending the further consideration of said bill:

MESSAGE FROM THE HOUSE.

Mr. President:

The Speaker has named as conferees on the part of the House on the disagreement of the two Houses on the Senate amendment to the bill:

H. 851. To prescribe and fix the license or privilege tax to be paid by every person, firm, company, corporation or association engaged in any business, vocation, occupation, calling, or profession in this State, or who shall in this State exercise any privileges, for which a license or privilege tax is or may be charged; to provide for and regulate the collection of such license or privilege tax; to fix the compensation to be paid for the collection of such license or privilege tax; to provide for the distribution, application and safe-keeping of the funds arising from the collection of such license or privilege tax; to fix a penalty for doing business without a license, and to provide for the enforcement thereof; and to further provide for the general revenues.

Messrs. Weakley, Fite of Marion, Tunstall, Bradshaw and Johnston of Madison.

W. F. Herbert,
Clerk.

RECESS.

At 6:10 o'clock P. M., on motion of Mr. Judge, the Senate took a recess until 8:30 tonight, for the consideration of local bills.

NIGHT SESSION.

Tuesday, August 31, 1915.

The Senate reassembled at 8:30 P. M.

ROLL CALL.

On a call of the roll 20 Senators answered to their names, a quorum of the Senate.

Mr. Judge gave the Senate the following notice:

"Notice is hereby given that I will on the next legislative day move to take from the adverse calendar H. 601. Thos. J. Judge."

Mr. Hartwell gave the Senate the following notice:

"Notice is hereby given that I will move on the next legislative day to take from the adverse calendar and re-refer same to the Committee on Finance and Taxation, H. 242. Hartwell."

BILLS ON THIRD READING.

The bill:

H. 161. To amend sections 3229 and 3243 of the Code of Alabama of 1907.

Was taken up.

The following amendment offered by the Committee on Judiciary, to wit:

Amend H. 161 by striking out of the caption the figures and words "3229 and," and make "sections" read "section," and strike out of the body of the bill all of section 3229 as therein set out.

Was adopted.

Yeas, 21; nays, 0.

Yeas:

Messrs.:	Ellis	Judge	McCain
Bell	Elrod	Key	Price
Brown	Hartwell	Kline	Pride
Bulger	Higgins	Lusk	Thach
Burns	Hill	Miller	Winkler
Easterly	Hollis		

—21.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 24; nays, 0.

Yeas:

Messrs.:	Ellis	Hill	Lusk
Bell	Elrod	Hollis	Milner
Brown	Green	Judge	Price
Bulger	Hall	Key	Pride
Burns	Hartwell	Kline	Thach
Denson	Higgins	Lewis	Winkler
Easterly			—24.

Nays, 0.

The bill:

H. 1194. To divide Elmore county, Alabama, into four commissioner's districts, and to provide for the election of the commissioners from each of said districts.

Was read a third time at length and passed.

Yeas, 21; nays, 0.

Yeas:

Messrs.:	Easterly	Hill	Lusk
Bell	Elrod	Hollis	Miller
Brown	Faulk	Judge	McCain
Bulger	Hall	Kline	Price
Burns	Hartwell	Lewis	Winkler
Denson	Higgins		—21.

Nays, 0.

The bill:

H. 1440. To authorize and empower the treasurer of Morgan county to appropriate to the fine and forfeiture fund of said county all fines, penalties or other pecuniary imposition received from convicts sentenced to the county roads, where the same are paid directly or in money by said convicts.

Yeas, 22; nays, 0.

Messrs. :	Easterly	Hill	Miller
Bell	Elrod	Judge	McCain
Brown	Green	Key	Price
Bulger	Hall	Kline	Pride
Burns	Hartwell	Lewis	Winkler
Denson	Higgins	Lusk	—22.

Nays, 0.

The bill:

H. 913. To fix the compensation or salaries to be paid the sheriff, the judge of probate, and tax collector, and tax assessor, the clerk of the circuit court, and clerk of the criminal court, and the register in chancery of Jefferson county, and to regulate the payment of the same; to provide for the selection of clerical and other assistance to said officers, and the manner of fixing their compensation and paying the same, and to provide rules and regulations for the conduct and operation of such offices made necessary by changing the method and basis of compensation of such officers, and to prescribe when said act shall go into effect.

Was taken up.

Mr. Judge offered the following amendment to said bill, to wit:

Amend H. 913 as follows: Section 1. By striking out the words "the clerk of the city court" where said words appear together in said bill.

2. By striking out the word "five," where said word first appears in section 1 of this bill, and insert in lieu thereof the word "six."

3. Amend section 3 of said bill so as to read as follows: The board of revenue of Jefferson county is authorized and empowered to provide for sufficient clerical and other assistance to and deputies of the said officers, and to fix their compensation and to provide how they shall be paid; provided that the circuit judges shall fix the number of clerks and assistants in the office of the clerk of the circuit court. The compensation of the assistants and deputies and all other officers affected by this bill to be fixed by the board of revenue; but the selection of such deputies and assistants

shall be left to the officers under whom they are employed, and said officers shall have the right to discharge said deputies and assistants at will. The board of revenue is authorized to adopt rules and regulations for the conduct and operation of all such offices made necessary by changing the method and basis of compensation under this act.

4. Amend section 4 by adding at the end thereof the following: Provided, that the board of revenue may pay the monthly salaries of the officials mentioned in this act in anticipation of fees actually earned for services rendered.

Which was adopted.

Yeas, 23; nays, 0.

Yeas:

Messrs.:	Elrod	Hollis	Miller
Brown	Green	Judge	McCain
Bulger	Hall	Key	Pride
Burns	Hartwell	Kline	Thach
Easterly	Higgins	Lewis	Weathers
Ellis	Hill	Lusk	Winkler

—23.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 20; nays, 0.

Messrs.:	Ellis	Hill	Lewis
Bell	Elrod	Hollis	Lusk
Brown	Green	Judge	Miller
Bulger	Hartwell	Key	Pride
Burns	Higgins	Kline	Winkler
Easterly			

—20.

Nays, 0.

The bill:

H. 1394. To abolish the office of county auditor of Jefferson county, Alabama; to provide for the disposition of the books, papers, documents, files and property of said office; to empower the county treasurer to

employ an auditor, to fix his salary and to provide for the payment thereof.

Was read a third time at length and passed.

Yeas, 23; nays, 0.

Yeas:

Messrs.:	Easterly	Hill	Lusk
Bell	Elrod	Hollis	Miller
Brown	Green	Judge	McCain
Bulger	Hall	Key	Pride
Burns	Hartwell	Kline	Thach
Cooper	Higgins	Lewis	Wallace

—23.

Nays, 0.

The bill:

H. 1490. To amend sections 7, 8, 13, 9, 18 and 22 of an act entitled an act to provide for the control, working, maintenance, building and improvement of the public roads and bridges of Shelby county, Alabama.

Was read a third time at length and passed

Yeas, 23; nays, 0.

Yeas:

Messrs.:	Easterly	Hartwell	Kline
Bell	Ellis	Higgins	Lewis
Brown	Elrod	Hill	Lusk
Bulger	Faulk	Hollis	Miller
Burns	Green	Judge	Thach
Cooper	Hall	Key	Winkler

—23.

Nays, 0.

The bill:

H. 758. To establish an inferior court in precinct 11, Talladega county, Alabama, in lieu of all justices of the peace in said precinct, and to define the jurisdiction and powers of said court and the judge thereof, to provide for the execution of processes of said court and the operation thereof, to provide for the appointment, election, term of office, qualifications and compensation of the judge thereof, and to abolish the offices of all justices of the peace in said precinct.

Was read a third time at length and passed.

Yeas, 23; nays, 0.

Yeas:

Messrs.:	Elrod	Judge	McCain
Bell	Green	Key	Price
Brown	Hall	Kline	Pride
Bulger	Hartwell	Lee	Thach
Cooper	Higgins	Lusk	Wallace
Easterly	Hollis	Miller	Winkler

—23.

Nays, 0.

The bill:

H. 1393. To abolish the office of chief supervisor of public roads and bridges of Jefferson county, Alabama; provide for the transfer of the duties of said supervisor to the board of revenue of Jefferson county; for the transfer of all property, books, papers and files of said supervisor to said board of revenue; and to repeal an act entitled "An act to provide for the creation of the office of chief supervisor of public roads and bridges in Jefferson county; to define the powers and duties thereof, manner of appointment, and to improve the system of making and constructing roads and bridges," approved February 9, 1899.

Was read a third time at length and passed.

Yeas, 23; nays, 0.

Yeas:

Messrs.:	Easterly	Hill	Lusk
Bell	Elrod	Hollis	Miller
Brown	Faulk	Judge	McCain
Bulger	Green	Key	Pride
Burns	Hartwell	Kline	Thach
Cooper	Higgins	Lewis	Winkler

—23.

Nays, 0.

The bill:

H. 747. To regulate the county court of Colbert county; to prescribe its jurisdiction and powers, and to pro-

vide for solicitor fees in said court, and to repeal conflicting laws.

Was read a third time at length and passed.

Yeas, 21; nays, 0.

Yeas:

Messrs.:	Elrod	Judge	Miller
Bell	Faulk	Key	McCain
Brown	Green	Kline	Pride
Bulger	Hartwell	Lewis	Thach
Cooper	Higgins	Lusk	Winkler
Easterly	Hill		

—21.

Nays, 0.

The bill:

S. 819. To require the members of the board of revenue or county commissioners of Autauga county to give a bond for the faithful performance of their duties before entering upon the discharge of the same.

Was read a third time at length and passed.

Yeas, 23; nays, 0.

Yeas:

Messrs.:	Easterly	Hill	Lusk
Bell	Elrod	Hollis	Miller
Brown	Faulk	Judge	McCain
Bulger	Green	Key	Price
Cooper	Hartwell	Kline	Thach
Denson	Higgins	Lewis	Winkler

—23.

Nays, 0.

The bill:

H. 1262. To establish the office of recording clerk of the inferior court of Ensley, for precinct No. 45 of Jefferson county, Alabama, to provide for the selection of such recording clerk, define his duties, and to prescribe his compensation.

Was read a third time at length and passed.

Yeas, 22; nays, 0.

Yeas:

Messrs.:	Easterly	Judge	McCain
Bell	Elrod	Key	Price
Brown	Faulk	Kline	Thach
Bulger	Hartwell	Lee	Wallace
Burns	Higgins	Lusk	Winkler
Cooper	Hill	Miller	—22.

Nays, 0.

The bill:

H. 863. To establish a board of revenue for Conecuh county, to provide for their election and prescribe their powers and duties, to divide the county of Conecuh into five districts and abolish the court of county commissioners for Conecuh county.

Was read a third time at length and passed.

Yeas, 22; nays, 0.

Yeas:

Messrs.:	Easterly	Hill	McCain
Bell	Elrod	Judge	Pride
Brown	Faulk	Key	Thach
Bulger	Hall	Kline	Wallace
Burns	Hartwell	Lusk	Winkler
Denson	Higgins	Miller	—22.

Nays, 0.

The bill:

H. 1240. For the relief of W. T. Steele as treasurer of Bibb county, Alabama.

Was read a third time at length and passed.

Yeas, 22; nays, 0.

Yeas:

Messrs.:	Easterly	Judge	McCain
Bell	Elrod	Key	Pride
Brown	Faulk	Kline	Thach
Bulger	Hartwell	Lewis	Wallace
Cooper	Higgins	Lusk	Winkler
Denson	Hollis	Miller	—22.

Nays, 0.

The bill:

H. 304. To re-arrange and fix the boundary line and show the lands included in the town of Mignon, Talladega county, Alabama.

Was read a third time at length and passed.

Yeas, 22; nays, 0.

Yeas:

Messrs.:	Easterly	Hill	Lusk
Bell	Elrod	Hollis	Miller
Brown	Faulk	Judge	Price
Bulger	Green	Key	Thach
Burns	Hartwell	Kline	Winkler
Cooper	Higgins	Lewis	

—22.

Nays, 0.

The bill:

H. 885. To vacate and annul certain parts of avenues, streets and alleys in the Stevenson Land and Improvement Company's addition to the town of Stevenson.

Was read a third time at length and passed.

Yeas, 24; nays, 0.

Yeas:

Messrs.:	Faulk	Judge	Price
Bell	Green	Key	Pride
Brown	Hartwell	Kline	Thach
Bulger	Higgins	Lewis	Wallace
Cooper	Hill	Lusk	Weathers
Denson	Hollis	Miller	Winkler
Easterly			

—24.

Nays, 0.

The bill:

S. 787. To annul, remit and cancel an alleged indebtedness claimed by the county of Shelby against A. H. Merrell in suit pending in the circuit court of said county.

Was read a third time at length and passed.

Yeas, 22; nays, 0.

Yeas:

Messrs.:	Easterly	Hill	Lusk
Bell	Elrod	Hollis	Price
Brown	Faulk	Judge	Thach
Bulger	Green	Key	Wallace
Cooper	Hartwell	Kline	Winkler
Denson	Higgins	Lewis	—22.

Nays, 0.

The bill:

H. 1014. To confer further powers and authority upon the court of county commissioners of Perry county, Alabama, relating to public roads and bridges.

Was read a third time at length and passed.

Yeas, 20; nays, 0.

Yeas:

Messrs.:	Ellis	Hill	Lusk
Bell	Elrod	Hollis	Miller
Brown	Hall	Judge	Price
Bulger	Hartwell	Kline	Thach
Cooper	Higgins	Lewis	Winkler
Easterly			—20.

Nays, 0.

The bill:

S. 846. To amend section 900 of the Code of Alabama.

Was read a third time at length and passed.

Yeas, 20; nays, 0.

Yeas:

Messrs.:	Hall	Judge	Price
Bulger	Hartwell	Key	Pride
Burns	Higgins	Kline	Thach
Cooper	Hill	Lusk	Wallace
Easterly	Hollis	Milner	Winkler
Elrod			—20.

Nays, 0.

The bill:

S. 387. To abolish the jury commission of Tallapoosa county and to require the court of county commissioners of said county to perform all the duties required by law of said jury commission.

Was read a third time at length and passed.

Yeas, 20; nays, 0.

Yeas:

Messrs.:	Ellis	Hill	Lusk
Bell	Faulk	Hollis	Miller
Brown	Green	Judge	Price
Bulger	Hartwell	Kline	Wallace
Cooper	Higgins	Lewis	Winkler
Easterly			

—20.

Nays, 0.

The bill:

S. 820. To regulate and provide for the payment of claims against the fine and forfeiture fund of Autauga county.

Was read a third time at length and passed.

Yeas, 20; nays, 0.

Yeas:

Messrs.:	Denson	Hartwell	Lewis
Bell	Easterly	Hill	Lusk
Brown	Elrod	Hollis	Miller
Bulger	Green	Judge	Winkler
Cooper	Hall	Key	

—18.

Nays, 0.

The bill:

H. 256. To prevent and punish the desecration, mutilation or improper use of the flag of the United States of America or the State of Alabama or the Confederate flag or ensign.

Was read a third time at length and passed.

Yeas, 21; nays, 0.

Yeas:			
Messrs.:	Ellis	Judge	Price
Bell	Elrod	Key	Pride
Brown	Green	Lewis	Thach
Bulger	Hartwell	Lusk	Wallace
Cooper	Higgins	Miller	Winkler
Easterly	Hollis		—21.

Nays, 0.

The bill:

H. 1418. To abolish the office of county treasurer of Elmore county, and to provide for the court of county commissioners of Elmore county to contract with one or more banks in the county of Elmore to keep the county funds and to discharge the other duties now provided by law to be discharged by the county treasurer of Elmore county, and to provide for the payment of interest to the county on monthly balances on county funds in said bank or banks.

Was read a third time at length and passed.

Yeas, 20; nays, 0.

Yeas:			
Messrs.:	Ellis	Hollis	Miller
Bell	Green	Judge	McCain
Brown	Hall	Key	Pride
Bulger	Hartwell	Kline	Thach
Cooper	Hill	Lusk	Winkler
Easterly			—20.

Nays, 0.

The bill:

H. 1188. To define and establish the boundary line between the counties of Cherokee and Calhoun.

Was taken up, and was ordered engrossed and read a third time.

Mr. Lusk moved to pass the further consideration of this bill informally, which motion prevailed, and said bill was informally passed.

INDEFINITE POSTPONEMENT OF BILLS.

On motion of Mr. Wallace, the Senate indefinitely postponed the consideration of:

H. 1313. To empower the county board of education of Shelby county, Alabama, to consolidate public schools in Shelby county, Alabama, upon a petition of three-fourths of the patrons of the public schools in the district or territory included in said proposed consolidated schools, when in judgment and sound discretion the said board of education concludes a consolidation of said schools would be beneficial to the territory proposed to be consolidated, and to close and abolish existing public schools as now established in said territory to be consolidated.

On motion of Mr. Hartwell, the Senate indefinitely postponed the further consideration of:

S. 162. Granting and conveying to the littoral proprietors of land abutting the navigable waters of the State, certain portions of the shore, soil in the bed and under the navigable waters in front of their lands.

S. 439. To provide for the acquirement, location, building, construction and operation by cities in Alabama, which now have, or which may hereafter have a population of as many as 51 thousand and less than 75 thousand according to the last Federal census or any other Federal census which may hereafter be taken, or terminal railroads, and as appurtenant thereto, of equipment for such terminal railroads and facilities for accumulating, storing and handling goods, wares and merchandise transported or to be transported over the same and to further provide insofar as appurtenant to said terminal railroads and facilities, for establishing and collecting charges for service, for the connection with or crossing of other railroads, for the laying of tracks in streets or roads, for the exercise of eminent domain, for the issuance of bonds, for the construction and maintenance of structures over lands of the State and for the holding of elections to decide whether or not bonds shall be issued.

And,

S. 441. To provide for the location, acquirement, ownership and operation by cities in Alabama which lie

upon the navigable waters of the State of Alabama and which have, or which may hereafter have, a population of as many as 51 thousand and less than 75 thousand, according to the last Federal census or any other Federal census which may hereafter be taken, of water terminals and other structures needful for the convenient use of same in aid of commerce; and to provide, insofar as appurtenant to said water terminals and structures for the establishing and collecting of charges for service, for the exercise of eminent domain, for the issuance of bonds and for the holding of elections to decide whether or not bonds shall be issued.

On motion of Mr. Hill, the Senate indefinitely postponed the consideration of:

H. 931. To provide for the payment by the county of Montgomery of expenses of submitting constitutional amendment to the people for ratification or adoption, which said amendment puts the probate judge, the tax assessor, the tax collector and sheriff of Montgomery county upon a salary, and provided for the payment of the fees now collected by them into the county treasury.

ADJOURNMENT.

At 9:50 o'clock P. M., on motion of Mr. Miller, the Senate adjourned until 9 o'clock to-morrow morning.

FORTIETH DAY.

Wednesday, September 1, 1915.

The Senate met pursuant to adjournment, Lieutenant-Governor Kidby presiding.

PRAYER.

By Rev. Mr. Long of Calhoun.

ROLL CALL.

Present:

Messrs.:	Bonner	Burns	Easterly
Arrington	Brown	Cooper	Ellis
Bell	Bulger	Denson	Elrod

Faulk	Hollis	Lee	Price
Green	Holmes	Lewis	Pride
Hall	Jones	Lusk	Thach
Hartwell	Judge	Miller	Wallace
Higgins	Key	Milner	Weathers
Hill	Kline	McCain	Winkler

—35.

JOURNAL.

On motion of Mr. Pride the reading of the Journal of yesterday was dispensed with, and the same was approved by the Senate.

INTRODUCTION OF BILLS.

Upon a call of districts bills were introduced, severally read one time, and referred to appropriate standing committees, as follows:

By Mr. Wallace:

S. 866. To ratify and confirm the collection by J. J. Burks during the years 1911 and 1912 from the funds of said county the sum of \$96.90 for service rendered in his district, the said J. J. Burks being a duly qualified member of the board of revenue of Shelby county for said term.

Committee on Local Legislation.

With notice and proof thereto attached and herewith exhibited as follows:

LEGAL NOTICE.

To Whom it May Concern:

Notice is hereby given that at the next session of the Legislature of Alabama, which meets at Montgomery, Alabama, on the 13th day of July, 1915, a local bill for Shelby county will be introduced which provides in substance as follows:

"A Bill to be entitled an act to legalize, ratify and confirm the collection by J. J. Burk during the years 1911 and 1912 from the funds of said county the sum of ninety-six and 90/100 dollars, for services rendered in his district, the said J. J. Burk being a duly qualified member of the board of revenue for Shelby county during said term."

State of Alabama, }
 Shelby County. }

Before me, J. R. White, clerk of the county court of Shelby county, Alabama, in said county and State, personally appeared J. W. Brooks, editor of the Shelby County Sun, a newspaper published in the town of Columbiana, county of Shelby and State of Alabama, and known to me to be such editor, who, being duly sworn, deposes and says that the attached notice was published once a week for four consecutive weeks in said newspaper, in Shelby county, Alabama, on to-wit, June 24th, 1915, July 1st, 1915, July 8th, 1915, and July 15th, 1915, and before the making of this affidavit.

J. W. Brooks,
 Editor of The Shelby County Sun.

Sworn to and subscribed before me, this
 (Seal.) the 11th day of August, 1915.

J. R. White,
 Clerk of the County Court of Shelby County, Ala.
 By Mr. Miller:

S. 867. To amend an act entitled an act to establish a separate school district in and for the city of Demopolis and the police jurisdiction thereof in Marengo county, Alabama, and to provide means to support said separate school district, approved February 10th, 1897, and to extend the territory and boundaries of said school district, and to provide means to aid in the support of the schools in said school district.

Committee on Local Legislation.

With notice and proof thereto attached and herewith exhibited as follows:

NOTICE.

Notice is hereby given that the following bill will be introduced in the Legislature of Alabama at the (present) July (1915) session, to wit:

A BILL

To amend an act entitled an act to establish a separate school district in and for the city of Demopolis

and the police jurisdiction thereof in Marengo county, Alabama, and to provide means to support said separate school district, approved February 10th, 1897, and to extend the territory and boundaries of said school district, and to provide means to aid in the support of the schools in said school district.

Section 1. Be it enacted by the Legislature of Alabama, that an act entitled an act to establish a separate school district in and for the city of Demopolis and the police jurisdiction thereof in Marengo county, Alabama, and to provide means to support said separate school district, approved February 10th, 1897, be amended so as to read as follows: That the territory within the following boundaries, to wit: Beginning at the southeast corner of section five, township seventeen, range three east; thence north to the Warrior river; thence down said Warrior river to the Tombigbee river; thence down said Tombigbee river to the range line between ranges one and two; thence south along said range line to the southwest corner of section six, township seventeen, range two east; thence east along the south side of the northern tier of the sections in township seventeen, ranges two and three east to the place of beginning, to wit: to the southeast corner of section five, township seventeen, range three east, in Marengo county, in the State of Alabama, shall constitute a school district separate and apart from the remaining school districts and parts of said districts of Marengo county, and shall be known as the Demopolis School District.

Sec. 2. That the management and control of the public schools in the Demopolis school district shall be vested in a board of education which shall be composed of five members and shall be known as the Demopolis school board, who shall serve without compensation, and shall be qualified under the laws of Alabama, and residents of said school district, and who shall not be members of the city council of Demopolis. Women are eligible to membership on said board. At the first regular meeting of the mayor and council of the city of Demopolis in April, or as soon thereafter as may be practicable, at a regular meeting, the mayor and coun-

cil of the city of Demopolis shall elect the members of the said school board, whose terms of office respectively shall be one, two, three, four and five years. Annually thereafter, at the first regular meeting in April, or as soon thereafter as may be practicable, at a regular meeting, the mayor and council of the city of Demopolis shall elect a member, whose term of office shall be five years, to succeed the member of the school board whose term expires that year. In the event of a vacancy in the membership of the school board by resignation, removal from the Demopolis school district or otherwise, the fact shall be reported to the mayor and council of the city of Demopolis by the president of the school board, and the mayor and council of the city of Demopolis by the president of the school board, and the mayor and council of the city of Demopolis shall elect a person to fill such vacancy for the unexpired term. At the first regular meeting of the mayor and council of the city of Demopolis after the approval of this act, or as soon thereafter as practicable, the mayor and council of the city of Demopolis shall elect a Demopolis school board consisting of five members who shall hold office until their successors are elected at the first regular meeting of the mayor and council of the city of Demopolis in April, 1916, or as soon thereafter as practicable.

Sec. 3. At the first regular meeting in May after the election of the Demopolis school board, or as soon thereafter as practicable, and annually thereafter, the school board shall elect from its membership a president, a vice president, a secretary and a treasurer, who shall serve without compensation; the vice president shall perform the duties of the president only when the president may be absent or unable to perform his duties. The school board may fill any vacancy occurring from any cause in any offices mentioned in this section. It shall be the duty of the treasurer of the school board to keep a full and correct account of all moneys received and expended, rendering a detailed statement thereof to the mayor and council of the city of Demopolis at its second regular meeting in June of each year. The treasurer shall pay out moneys only upon the warrants of

the president of the school board, countersigned by the secretary of the board, after they have been ordered so to do at a meeting of the said school board, and the treasurer shall make a report to the board whenever called upon by it.

Sec. 4. That the said Demopolis school board shall have full control of the public schools of said district; it shall have the power to establish schools, to discontinue any school, to consolidate schools, to prescribe courses of study and books to be used not in conflict with the general law in reference to text books, to divide the said school district into school divisions as circumstances may require, to employ teachers and a superintendent of schools and necessary employees, and to fix their salary and wages, to establish and maintain high schools and prescribe rules for the expulsion of pupils, to expel any pupil guilty of gross disobedience or wilful misconduct, to dismiss the superintendent or any teacher, or employe, when in its opinion the interests of the schools require it, and, generally, to have and exercise all rights, powers and authority required for the management of the system of public schools. It shall be the duty of the said school board to grant diplomas to the graduates of the high schools, to visit the schools as often as once a month, to establish and uniformly enforce proper rules and regulations, to inquire into the performance of their duties by the teachers and superintendent, and into the progress of the pupils, and to prepare and submit to the mayor and council of the city of Demopolis an annual report showing the operation of the schools for the past scholastic year, and suggesting their needs for the future.

Sec. 5. At its meeting in June of each year the said Demopolis school board shall make an estimate in detail of the amount of money required for the proper support and maintenance of the public schools during the next scholastic year, which shall be submitted to the mayor and council of the city of Demopolis, and the mayor and council of the city of Demopolis shall make annual appropriations for the support and maintenance of the schools that it may deem necessary and proper in view of all other needs of the government of the city

of Demopolis and from the expected revenues from taxes and otherwise, of not less than two thousand dollars. Money so appropriated and all money received from the school fund of the State, including poll taxes, the sale of school property, the sale of bonds for school purposes, and from any other source whatever for school purposes, shall be paid over to and held by the treasurer of the Demopolis school board as a special fund or funds for school purposes, and it shall be paid out by him on warrants drawn by the president of the said board and countersigned by the secretary of the said board, and not otherwise, and no warrant shall be drawn unless in pursuance of a resolution or motion of the Demopolis school board entered upon its minutes.

Sec. 6. All property, real, personal and mixed, now held or hereafter acquired for school purposes shall be held in trust for the use of the public schools of the Demopolis school district, and no sale or purchase of real estate shall be made by any other than the mayor and council of the city of Demopolis. The Demopolis school board shall have full and exclusive power, within the limits of the revenue appropriated for such purpose or accruing to the use of the public schools, to purchase fixtures, furniture, apparatus, libraries, fuel and supplies for the use of the school, and to sell the same, and to make expenditures for the maintenance and repair of the school ground, buildings and other property, to establish and build new schools, when sites have been provided by the mayor and city council, and to superintend the erection thereof, to make additions, alterations, and repairs to the buildings and other property devoted to school uses, and to make necessary and proper regulations, contracts and agreements in relation to such matters. All such contracts shall inure to the benefit of the public school, and any suit at law or in equity, brought upon them, and for the recovery and protection of money and property belonging to and used by the public schools, or for damages, shall be brought by and in the name of the city of Demopolis.

Sec. 7. That all laws and parts of laws in conflict with this act be and the same are hereby repealed.

State of Alabama, }
 Marengo County. }

Before me, Benj. F. Elmore, a notary public in and for said county, in said State, this day personally appeared E. S. Cornish, known to me to be the editor of the Demopolis Times and the president of The Demopolis Printing Co., the publishers of the Demopolis Times, who, being first duly sworn, deposes and says as follows: That he is the editor of the Demopolis Times, a newspaper published in Marengo county, in ~~the State of Alabama~~, and that he is the president of The Demopolis Printing Co., Inc., the publishers of the said the Demopolis Times, that the attached notice of the introduction of "A bill to amend an act entitled an act to establish a separate school district in and for the city of Demopolis and the police jurisdiction thereof in Marengo county, Alabama, and to provide means to support said separate school district, approved Februry 10th, 1897, and to extend the territory and boundaries of said school district, and to provide means to aid in the support of the schools in said school district," was published once a week for four consecutive weeks in said newspaper, the said the Demopolis Times, before the making of this affidavit, and that the said attached notice and bill were published at length in the said the Demopolis Times once a week for four consecutive weeks before the making of this affidavit.

E. S. Cornish.

Subscribed and sworn to before me, this
 (Seal.) the 2nd day of September, A. D. 1915.

Benj. F. Elmore,

Notary Public in and for Marengo County, in the
 State of Alabama.

By Mr. Judge:

S. 868. To authorize county commissioners or boards of revenue in counties in this State of one hundred and fifty thousand inhabitants or more according to the last Federal census or any subsequent census, to elect physicians to attend the inmates of county poor houses and jails, and to fix their terms of office and compensation.

Committee on Judiciary.

By Mr. Judge:

S. 869. To authorize county commissioners or boards of revenue in counties in this State of one hundred and fifty thousand inhabitants or more, according to the last Federal census or any subsequent census, to employ janitors for court houses or other county buildings.

Committee on Judiciary.

By Mr. Judge:

S. 870. To provide for the appointment of bailiffs of courts in circuits composed of only one county and having four or more judges.

Committee on Judiciary.

REPORTS OF COMMITTEES.

Mr. Lusk, chairman of the Standing Committee on Judiciary, reported that said committee, in session, had acted on the following bill and ordered same returned to the Senate with a favorable report, and it was read a second time and placed on the calendar, to wit:

By Mr. Welch:

H. 1517. For the relief of candidates who have failed to comply with the provisions of that portion of section 6 of the act known as the Corrupt Practice Act, approved June 19th, 1915, which requires candidates to designate committees.

Mr. Lee, chairman of the Standing Committee on Education, reported that said committee, in session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to wit:

By Mr. Holmes:

S. 848. To provide for the holding of teachers' institutes in this State, to authorize the employment of institute conductors, and to make necessary appropriations for the same.

By Mr. Fite of Marion (with amendment):

H. 1428. To provide for elections, to authorize any county in the State and any school district now exist-

ing or hereafter formed in any county, to levy and collect a special county tax for public school purposes, not exceeding thirty cents (30c) on each one hundred dollars (\$100.00) worth of taxable property in such county and in such school district.

By Mr. Justice:

H. 1502. To amend sections one, two and four of an act entitled "An act to require the board of education of Elmore county, Alabama, to publish the minutes of its proceedings, at each regular, special and adjourned term, in some newspaper published in Elmore county; to require the commissioners court and probate judge to designate such newspaper; to provide for furnishing copy to the publisher of such newspaper for publication; and to provide compensation out of the county treasury of said county for furnishing said copy, and publishing same," approved February 9, 1911.

Mr. Cooper, chairman of the Standing Committee on Agriculture, reported that said committee, in session, had acted on the following bill and ordered same returned to the Senate with a favorable report, and it was read a second time and placed on the calendar, to wit:

By Mr. Thach:

S. 852. To authorize and empower the Governor to let by contract or lease the right to dredge for or remove from the beds of the navigable rivers of the State, any shale, shells, stone, gravel, sand or other material upon such terms and upon such rent or royalty as may be agreed upon, and provide for the payment of rent or royalties into the State treasury.

Mr. Wallace, chairman of the Standing Committee on Local Legislation, reported that said committee, in session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to wit:

By Mr. Smith of Geneva:

H. 623. To require party nominations for the office of county commissioner of Geneva county to be by district only, to make it unlawful for any elector to vote in the primary for any person for county commissioner

other than for the district in which the candidate resides, and to require the executive committee or the governing body of any political party of the county to prescribe regulations for such nominations either by primary mass meeting, or other method as may be adopted for party nominations in the county.

By Mr. Judge:

S. 50. To provide the method and basis of levying, and fixing the amount of license or privilege taxes in territory annexed by legislative enactment to municipalities of over 100,000 population according to the last Federal census, or any subsequent Federal census.

By Mr. Thach:

S. 851. To appropriate the sum of \$1,073.75 from the appropriation to the general educational fund for Limestone county, for scholastic year beginning October 1, 1915, for the reimbursement of W. H. McClellan, former superintendent of education for Limestone county.

By Mr. Bealle:

H. 1447. To amend an act to establish the Warrior Agricultural District, in Tuscaloosa county, to provide for the securing of the same and the management of its affairs and to levy taxes for maintaining the same, approved March 5th, 1901.

Mr. Lee, chairman of the Standing Committee on Education, reported that said committee, in session, had acted on the following bills and ordered same returned to the Senate with an adverse report:

By Mr. Grayson of Mobile:

H. 1052. To authorize the county board of education, or other school governing body by whatever name called, in all counties having a population of not less than eighty thousand (80,000) nor more than eighty-two thousand (82,000) according to the last or any succeeding Federal census to pay pensions to aged and indigent teachers out of the school funds of said counties.

By Mr. John:

H. 480. To prohibit the appropriation of any of the public school fund paid out of the State treasury, to

be appropriated, or applied to the support of any high school.

By Mr. Hill (by request:)

S. 855. To prevent applicants under twenty years of age, in case of males, and under eighteen years in case of females, from entering the University of Alabama on any basis other than through examinations, except in the case of those applicants, male and female, who come from a chartered university or college, and to establish uniform entrance requirements for admission to the University of Alabama.

Mr. Wallace, chairman of the Standing Committee on Local Legislation, reported that said committee, in session, had acted on the following bills and ordered same returned to the Senate with an adverse report:

By Mr. Wallace:

S. 861. To make preferred and payable out of the general fund of Shelby county all fees of the sheriff of Shelby county, clerk of the county court of Shelby county, and clerk of the circuit court of Shelby county and expenses incurred by the said sheriff for feeding, clothing and guarding county convicts while being worked on the public highways or roads of Shelby county, Alabama.

By Mr. Higgins:

S. 686. To require the election of members of the court of county commissioners of Cullman county by the voters only of the districts which such commissioners represent.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bills:

By Mr. Welch:

H. 1566. To provide for and require all county officers of all counties in Alabama now having or which may hereafter have a population of as much as one hundred and fifty thousand people according to the last Federal census, or any such census which may hereafter be taken, to install, equip and maintain, in addition to

their offices at the county sites of such counties, offices at each other place in such counties where a circuit court of like jurisdiction is now authorized by law to be held, or where such court may hereafter be authorized by law to be held, for the transaction of all business pertaining thereto, that may arise in or be connected with that part of such county within which the cases arising therein, may be tried in such circuit court or court of like jurisdiction at such place; to provide for the selection, qualification and compensation and fix the powers and duties of the deputies of the respective officers of such counties to act for and assist such officers in the discharge of their duties in connection therewith, to fix the duties of the respective county officers of such counties with reference thereto; to provide equipment for such offices, including stationery, records, books, dockets, furniture, filing cases, and other equipment for such offices, similar to that kept in the respective offices of such counties at the county site; to prescribe the business of the respective offices and officers of such counties that shall be transacted at such places; to prescribe and regulate the instruments recorded thereat, and to otherwise provide for the installation, equipment and maintenance of such offices and officers at such places for the transaction of all business pertaining to such offices and officers that may arise within such territory of such counties.

Also,

By Mr. Rogers of Sumter:

H. 300. To submit to the qualified electors of the State at the general election to be held on the first Tuesday after the first Monday in November, 1916, for their consideration, an amendment to the Constitution of Alabama, so as to provide that the State may lend its money and credit to individuals engaged in farming.

And sends same herewith to the Senate without engrossment.

W. F. Herbert,
Clerk.

HOUSE MESSAGES.

The House bills in the foregoing House message were severally read once and H. 300 was read at length as

required by Constitution, and referred to appropriate standing committees, as follows:

H. 1566. To the Committee on Judiciary.

H. 300. To the Committee on Constitution and Constitutional Revision and Amendments.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bills:

H. 319. To compel the attendance at school of children within certain ages in the State of Alabama; to fix exceptions to such provisions; to provide means for the enforcement of this act; to require reports from private or parochial schools; to make it unlawful for any parent, guardian, or other person occupying the place of parent, to violate the provisions hereof; to make it unlawful for any person, firm, corporation or association to employ any child in violation of the provisions of this act; and to fix punishments and penalties for the violations of this act.

Also,

H. 1013. To amend section 556 of the Code of Alabama.

And sends same herewith to the Senate without engrossment.

W. F. Herbert,
Clerk.

HOUSE MESSAGES.

The House bills in the foregoing House message were severally read once and referred to appropriate standing committees, as follows:

H. 319. To the Committee on Education.

H. 1013. To the Committee on Finance and Taxation.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has passed the following Senate bill:

S. 703. To reimburse the Governor for moneys ex-

pended by him in repairs and furnishing of the Governor's mansion.

And returns same herewith to the Senate.

W. F. Herbert,
Clerk.

MESSAGE FROM THE HOUSE.

Mr. President:

The House accedes to the request of the Senate for a Committee of Conference on the disagreement of the two Houses on the House amendment to:

S. 461. To designate certain public roads of the State of Alabama as State Trunk Roads, and to provide the manner in which such roads shall be located, improved and maintained.

Committee on part of the House, Messrs. Fite of Tuscaloosa, Goode and Sumner.

And said bill is herewith returned to the Senate.

W. F. Herbert,
Clerk.

HOUSE MESSAGE.

Mr. Hall having resigned as one of the conferees on the part of the Senate on the disagreement of the two Houses on the House amendments to S. 461, the President of the Senate appointed Mr. Burns as one of the conferees in place of Mr. Hall.

BILL RETURNED AND RECOMMITTED.

Mr. Wallace, chairman of the Standing Committee on Local Legislation, reported that said committee, in session, had acted upon:

S. 212. To appropriate \$8,901.62 out of the State treasury in favor of the city of Montgomery, for the pavement and improvement of Washington street, extending from Bainbridge street to Union street; for the pavement and improvement of Bainbridge street, from Monroe street to Washington street and for the pavement and improvement of Union street, from Monroe street to Washington street, abutting the property known as the "State Capitol Grounds."

And ordered same returned to the Senate with a favorable report, with a request that same be re-referred to the Standing Committee on Finance and Taxation, and in pursuance therewith the President of the Senate re-referred said bill to the Standing Committee on Finance and Taxation.

BILL TAKEN FROM THE ADVERSE CALENDAR.

In pursuance of notice heretofore given, Mr. Judge moved that:

H. 601. To amend section 3279 of the Code of Alabama, 1907.

Be taken from the adverse calendar, read a second time and placed on the regular calendar, which motion prevailed, and said bill was taken from the adverse calendar, read a second time and placed on the regular calendar for a third reading on to-morrow.

BILL INDEFINITELY POSTPONED.

On motion of Mr. Judge, the consideration of:

S. 50. To provide the method and basis of levying and fixing the amount of license or privilege taxes in territory annexed by legislative enactment to municipalities of over 100,000 population according to the last Federal census or any subsequent Federal census.

Was indefinitely postponed by the Senate.

UNFINISHED BUSINESS.

The Senate resumed the consideration of the unfinished business of yesterday afternoon's session, which was:

S. 254. To provide for the more efficient regulation and supervision of the business of insurance in this State.

And the substitute therefor offered by the committee on Banking and Insurance.

Mr. Hill offered the following amendment to said substitute, to wit:

Amend said bill by striking out section 26 of the bill.
Which was adopted.

Mr. Hill also offered the following amendment to said substitute, to wit:

Amend section 12 of S. 254 by striking out the following therein: "The commissioner of insurance is authorized to license a non-resident as a broker, when he shall make application therefor on a proper blank of the department and make affidavit that he will not during the fiscal year place directly or indirectly any fire insurance on any property located in Alabama, except through licensed resident agents of the State."

Which was adopted.

Mr. Hill then offered the following amendment to said substitute, to wit:

Amend by striking out section 2 of the bill.

Which was adopted.

Mr. Judge offered the following amendment to said substitute, to wit:

To amend by adding:

Sec. 35½. That no contract of fire insurance issued after the passage of this act shall be cancelled except by mutual consent of the parties, except for fraud in procuring the policy or for a change in the hazard or risk which increases the hazard or renders the risk greater, or for non-payment of premium, and all provisions reserving to the insurer the right of cancellation at his option shall be void and of no effect.

Mr. Green moved to lay the amendment offered by Mr. Judge on the table, which was lost.

Yeas, 12; nays, 17.

Yeas:

Messrs.:	Ellis	Lee	Thack
Arrington	Green	Miller	Wallace
Bell	Key	Pride	Weathers
Bonner			—12.

Nays:

Messrs.:	Elrod	Hill	Lusk
Bulger	Faulk	Judge	McCain
Burns	Hall	Kline	Price
Cooper	Hartwell	Lewis	Winkler
Easterly	Higgins		—17.

The amendment offered by Mr. Judge was then adopted.

Mr. Hill offered the following amendment to said substitute, to wit:

Sec. 37B. That nothing in this act shall apply to mutual benefit associations, labor organizations or fraternal organizations.

Which was adopted.

Mr. Hill offered the following amendment to said substitute, to wit:

Amend by striking out of said bill section 11.

Mr. Green moved to lay said amendment on the table, which motion prevailed, and said amendment was laid upon the table.

Mr. Hill offered the following amendment to said substitute, to wit:

Amend said bill by inserting:

Sec. 37A. That the provisions of this act shall not apply to life insurance.

Which was adopted.

And said substitute offered by the Committee on Banking and Insurance, as thus amended, was adopted.

Yeas, 21; nays, 5.

Yeas:

Messrs.:	Elrod	Judge	Miller
Arrington	Green	Key	McCain
Bulger	Hall	Kline	Price
Burns	Hartwell	Lewis	Weathers
Cooper	Hill	Lusk	Winkler
Easterly	Hollis		

—21.

Nays:

Messrs.:	Lee	Thach	Wallace
Ellis	Pride		

—5.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 20; nays, 5.

Yeas:

Messrs.:	Bell	Bulger	Easterly
Arrington	Brown	Burns	Green

Hall	Key	Lusk	Price
Hartwell	Kline	Miller	Weathers
Hill	Lewis	McCain	Winkler
Judge			—20.
Nays:			
Messrs.:	Faulk	Thach	Wallace
Elrod	Lee		—5.

MOTION TO TAKE FROM ADVERSE CALENDAR LOST.

Pursuant to notice heretofore given, Mr. Judge moved the Senate to take from the adverse calendar, S. 397, S. 398, read the same a second time, and place on the calendar for a third reading on to-morrow.

Mr. Lusk moved to lay said motion on the table, which prevailed, and the Senate refused to take said bills from the adverse calendar.

SPECIAL ORDER POSTPONED.

On motion of Mr. Lee, the Senate postponed the consideration of one of the special orders for to-day, to wit:

S. 132. To compel the attendance at school of children within certain ages in the State of Alabama; to fix exceptions to such provisions; to provide means for the enforcement of this act; to require reports from private or parochial schools; to make it unlawful for any parent, guardian, or other person occupying the place of parent, to violate the provisions hereof; to make it unlawful for any person, firm, corporation, or association to employ any child in violation of the provisions of this act; and to fix punishments and penalties for the violations of this act.

Until the forty-second legislative day immediately after the report of committees.

CONSIDERATION OF SPECIAL ORDER.

(First Special Order.)

The hour of 9:30 having arrived the Senate proceeded to consider the special orders for this hour, the first of which was:

H. 142. To make uniform the law of warehouse receipts.

Mr. Lusk offered the following amendment to said bill, to wit:

Amend by adding to the caption these words: "To define warehouse receipts, and to provide a uniform law for issuing, assignment, or transfer of such receipts, and to fix the rights and liabilities of all parties to, or connected with the issue, assignment, transfer and negotiation of such receipts, and to regulate the same."

Which was adopted.

Yeas, 19; nays, 0.

Yeas:

Messrs.:	Burns	Hollis	McCain
Arrington	Hall	Key	Price
Bell	Hartwell	Kline	Thach
Brown	Higgins	Lusk	Wallace
Bulger	Hill	Miller	Weathers

—19.

Nays, 0.

Mr. Hill offered the following amendment to said bill, to wit:

Amend said bill by inserting the following section: 62. That nothing in this bill shall be so construed as to affect any landlord's lien or any mortgage lien, or title.

Pending the consideration of which—

RECESS.

At 1:10 P. M., on motion of Mr. Pride, the Senate took a recess until 3 o'clock this afternoon.

AFTERNOON SESSION.

Wednesday, September 1, 1915.

The Senate re-assembled at 3 o'clock P. M.

ROLL CALL.

On a call of the roll 24 Senators answered to their names, a quorum of the Senate.

REPORTS OF COMMITTEES.

Mr. Denson, chairman of the Standing Committee on Temperance, reported that said committee, in session, had acted on the following bill and ordered same returned to the Senate with a favorable report, and it was read a second time and placed on the calendar, to wit:

By Mr. Bonner: .

S. 857. To further promote temperance and suppress the evils of intemperance, and to restrict the use, consumption, receipt and possession and delivery of spirituous, vinous, malted, fermented, or other intoxicating liquors in this State, and other prohibited liquors and beverages; to prevent deliveries thereof to certain persons, and to prevent the storage or possession at defined places; to prevent evasions and to forfeit license of dealers in defined cases; to prevent the delivery of such liquors on certain days and during the hours of the day before eight o'clock in the morning, and after a defined hour in the afternoon; to prevent the use of fictitious names, and the names of others in ordering liquors, and to prescribe the method by which consignees may obtain deliveries upon making affidavit and signing receipts; and prescribing punishment for false swearing in making such affidavit; to prevent transfers by one person to another of certain papers or documents calling for the delivery of liquors; prescribing certain facts which shall constitute prima facie evidence that certain liquors are received or had in possession for sale or other disposition contrary to law, and re-

stricting the quantity of liquors that may be received, had, or possessed at one time or within the period of fifteen consecutive days; and prescribing to what extent certain liquors may be received and possessed for personal or domestic use; preventing liability for non-delivery of liquors when the consignee has not made the affidavit and signed the receipt required by the act; prescribing the character and size of bottles or receptacles that must be used when certain defined quantities of liquors are received or had in possession; prescribing further regulations with reference to sale and possession of alcohol by druggists and physicians; declaring certain liquors and property to be contraband and providing for forfeiture and destruction; prescribing and regulating procedure and fixing punishment and penalties.

Mr. Bell, chairman of the Standing Committee on County and County Boundaries, reported that said committee, in session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to wit:

By Mr. Hartwell (with amendment):

S. 854. To provide and create a commission form of government and to authorize the adoption of the same in all counties of the State of Alabama; to regulate the selection and election of commissioners and their terms of office and retention in and recall from office; to provide for the selection of one commissioner as president of the board and the retention in office of certain officials; to fix the powers, duties and compensation of such commissioner; to punish improper conduct in connection with elections and petitions hereunder; to abolish the offices of tax assessor, tax collector, county treasurer and all other county offices except those where courts and schools are concerned, now held under the present form of county government in said counties, that adopt or have put in force for them this commission form of government; and generally to authorize and provide for the creation and maintenance of said commission form of government.

By Mr. Roberson (with amendment):

H. 1314. To change and define the boundary line of St. Clair county, Alabama, between said county and the county of Jefferson.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has concurred in the Senate amendment to:

H. 161. To amend section 3243 of the Code of Alabama of 1907.

W. F. Herbert,
Clerk.

MESSAGE FROM THE HOUSE.

Mr. President:

The Speaker of the House having signed the following House bills, your signature thereto is requested:

H. 766. To regulate the payment of claims against the fine and forfeiture fund of Morgan county, Alabama.

H. 256. To prevent and punish the desecration, mutilation or improper use of the flag of the United States of America or the State of Alabama or the Confederate flag or ensign.

H. 304. To re-arrange and fix the boundary line and show the lands included in the town of Mignon, Talladega county, Alabama.

H. 747. To regulate the county court of Colbert county; to prescribe its jurisdiction and powers, and to provide for solicitor fees in said court; and to repeal conflicting laws.

H. 758. To establish an inferior court in precinct 11, Talladega county, Alabama, in lieu of all justices of the peace in said precinct, and to define the jurisdiction and powers of said court and the judge thereof, to provide for the execution of processes of said court and the operation thereof, to provide for the appointment, election, term of office, qualifications and compensation of the judge thereof, and to abolish the offices of all justices of the peace in said precinct.

H. 863. To establish a board of revenue for Conecuh county, to provide for their election and prescribe their powers and duties, to divide the county of Conecuh into five districts and abolish the court of county commissioners for Conecuh county.

H. 885. To vacate and annul certain parts of avenues, streets and alleys in the Stevenson Land and Improvement Company's addition to the town of Stevenson.

H. 1194. To divide Elmore county, Alabama, into four commissioner's districts and to provide for the election of the commissioners from each of said districts.

H. 1240. For the relief of W. T. Steele as treasurer of Bibb county, Alabama.

H. 1262. To establish the office of recording clerk of the inferior court of Ensley, for precinct No. 45 of Jefferson county, Alabama, to provide for the selection of such recording clerk, define his duties, and to prescribe his compensation.

H. 1393. To abolish the office of chief supervisor of public roads and bridges of Jefferson county, Alabama; provide for the transfer of the duties of said supervisor to the board of revenue of Jefferson county; for the transfer of all property, books, papers and files of said supervisor to said board of revenue; and to repeal an act entitled "An act to provide for the creation of the office of chief supervisor of public roads and bridges in Jefferson county; to define the powers and duties thereof, manner of appointment, and to improve the system of making and constructing roads and bridges," approved February 9, 1899.

H. 1394. To abolish the office of county auditor of Jefferson county, Alabama; to provide for the disposition of the books, papers, documents, files and property of said office; to empower the county treasurer to employ an auditor, to fix his salary and to provide for the payment thereof.

H. 1404. To confer further powers and authority upon the court of county commissioners of Perry county, Alabama, relating to public roads and bridges.

H. 1418. To abolish the office of county treasurer of Elmore county, and to provide for the court of county

commissioners of Elmore county to contract with one or more banks in the county of Elmore to keep the county funds and to discharge the other duties now provided by law to be discharged by the county treasurer of Elmore county, and to provide for the payment of interest to the county on monthly balances on county funds in said bank or banks.

H. 1440. To authorize and empower the treasurer of Morgan county to appropriate to the fine and forfeiture fund of said county all fines, penalties or other pecuniary imposition received from convicts sentenced to the county roads, where the same are paid directly or in money by said convicts.

H. 1490. To amend sections 7, 8, 13, 9, 18 and 22 of an act entitled an act to provide for the control, working, maintenance, building and improvement of the public roads and bridges of Shelby county, Alabama.

W. F. Herbert,
Clerk.

SIGNING OF BILLS.

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the Secretary of the Senate, signed the following bills:

H. 766. To regulate the payment of claims against the fine and forfeiture fund of Morgan county, Alabama.

H. 256. To prevent and punish the desecration, mutilation or improper use of the flag of the United States of America or the State of Alabama or the Confederate flag or ensign.

H. 304. To re-arrange and fix the boundary line and show the lands included in the town of Mignon, Talladega county, Alabama.

H. 747. To regulate the county court of Colbert county; to prescribe its jurisdiction and powers, and to provide for solicitor fees in said court; and to repeal conflicting laws.

H. 758. To establish an inferior court in precinct 11, Talladega county, Alabama, in lieu of all justices of the peace in said precinct, and to define the jurisdiction and powers of said court and the judge thereof, to provide for the execution of processes of said court and the operation thereof, to provide for the appointment, election, term of office, qualifications and compensation of the judge thereof, and to abolish the offices of all justices of the peace in said precinct.

H. 863. To establish a board of revenue for Conecuh county, to provide for their election and prescribe their powers and duties, to divide the county of Conecuh into five districts and abolish the court of county commissioners for Conecuh county.

H. 885. To vacate and annul certain parts of avenues, streets and alleys in the Stevenson Land and Improvement Company's addition to the town of Stevenson.

H. 1194. To divide Elmore county, Alabama, into four commissioner's districts and to provide for the election of the commissioners from each of said districts.

H. 1240. For the relief of W. T. Steele as treasurer of Bibb county, Alabama.

H. 1262. To establish the office of recording clerk of the inferior court of Ensley, for precinct No. 45 of Jefferson county, Alabama, to provide for the selection of such recording clerk, define his duties, and to prescribe his compensation.

H. 1393. To abolish the office of chief supervisor of public roads and bridges of Jefferson county, Alabama; provide for the transfer of the duties of said supervisor to the board of revenue of Jefferson county; for the transfer of all property, books, papers and files of said supervisor to said board of revenue; and to repeal an act entitled "An act to provide for the creation of the office of chief supervisor of public roads and bridges in Jefferson county; to define the powers and duties thereof, manner of appointment, and to improve the system of making and constructing roads and bridges," approved February 9, 1899.

H. 1394. To abolish the office of county auditor of Jefferson county, Alabama; to provide for the disposi-

tion of the books, papers, documents, files and property of said office; to empower the county treasurer to employ an auditor, to fix his salary and to provide for the payment thereof.

H. 1404. To confer further powers and authority upon the court of county commissioners of Perry county, Alabama, relating to public roads and bridges.

H. 1418. To abolish the office of county treasurer of Elmore county, and to provide for the court of county commissioners of Elmore county to contract with one or more banks in the county of Elmore to keep the county funds and to discharge the other duties now provided by law to be discharged by the county treasurer of Elmore county, and to provide for the payment of interest to the county on monthly balances on county funds in said bank or banks.

H. 1440. To authorize and empower the treasurer of Morgan county to appropriate to the fine and forfeiture fund of said county all fines, penalties or other pecuniary imposition received from convicts sentenced to the county roads, where the same are paid directly or in money by said convicts.

H. 1490. To amend sections 7, 8, 13, 9, 18 and 22 of an act entitled an act to provide for the control, working, maintenance, building and improvement of the public roads and bridges of Shelby county, Alabama.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bills:

H. 1413. To amend section 7564 of the Criminal Code of Alabama. (Relates to practicing medicine without license.)

Also,

By Mr. Chamberlain:

H. 1429. To authorize and empower the courts of county commissioners of the various counties of the State to make appropriations for the operation, support, upkeep and maintenance of the naval militia of the State of Alabama.

And sends same herewith to the Senate without engrossment.

W. F. Herbert,
Clerk.

HOUSE MESSAGES.

The House bills in the foregoing House message were severally read once and referred to appropriate standing committees, as follows:

H. 1413. To the Committee on Public Health.

H. 1429. To the Committee on Military.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bill:

By Mr. Rogers of Sumter:

H. 1407. For the relief of P. B. Jarman, J. H. Pinson, J. M. Allison and W. E. McGowen.

With notice and proof thereto attached and herewith exhibited, as follows:

NOTICE.

Notice is hereby given that the following bill will be introduced in the Legislature at the present session thereof:

AN ACT

For the relief of P. B. Jarman, J. H. Pinson, J. M. Allison, and W. E. McGowen.

Whereas, it was necessary in April, 1914, to raise \$5,200.00 for the county of Sumter, in order that said county might avail itself of a like amount from the State of Alabama for the purpose of building a "State Aid Road."

And whereas, in order to do so it was necessary to borrow the said amount of money;

And whereas, there is no provision of law for paying interest on money so borrowed and in order to get the same P. B. Jarman, J. H. Pinson, J. M. Allison and W. E. McGowen had to pay two hundred and fifty-eight

dollars and eighty-five cents (\$258.85) interest on the money so borrowed; therefore

Section 1. Be it enacted by the Legislature of Alabama, that the judge of probate of Sumter county is hereby required and authorized to draw his warrant on the county treasurer of Sumter county in favor of P. B. Jarman, J. H. Pinson, J. M. Allison, and W. E. McGowen for the sum of two hundred and fifty-eight and 85/100 dollars, covering the amount expended by said P. B. Jarman, J. H. Pinson, J. M. Allison and W. E. McGowen in paying said interest as aforesaid.

And the treasurer of said Sumter county is hereby directed and required to pay such warrant out of any money in the treasury not otherwise appropriated .

P. B. Jarman,
W. E. McGowen,
J. M. Allison,
J. H. Pinson.

37-4t

State of Alabama, }
Sumter County. }

Before me, E. A. Neel, a Notary Public in and for said county, said State, personally appeared H. H. Porter, business manager of The Geiger Times, who, being duly sworn, states on oath that the attached notice was published in the issues of January 21st, and 28th, and February 4th and 11th, 1915, of The Geiger Times.

(Seal.) H. H. Porter.

Sworn to and subscribed before me, this
(Seal.) the 31st day of July, 1915.

E. A. Neel,
Notary Public.

And sends same herewith to the Senate.

W. F. Herbert,
Clerk.

HOUSE MESSAGE.

The House bill in the foregoing House message was read once and referred to appropriate standing committee, as follows:

H. 1407. To the Committee on Local Legislation.

REPORT FROM COMMITTEE ON ENROLLED BILLS.

Mr. President:

Your Standing Committee on Enrolled Bills beg leave to report that said committee, in session, have compared the following enrolled bills with the engrossed and original bills, respectively, and find same correctly enrolled, to wit:

S. 76. To abolish the office of county treasurer, and to require that the county funds be deposited in such incorporated national or State bank in the several counties, as the board of revenue or court of county commissioners may elect, and to provide for the custody of such funds, and to require all acts required of the treasurer to be performed by the president of the board of revenue or county commissioners.

S. 703. To reimburse the Governor for moneys expended by him in repairs and furnishing of the Governor's mansion.

C. H. Miller,
Chairman.

SIGNING OF BILLS.

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the secretary of the Senate, signed the following bills:

S. 76. To abolish the office of county treasurer, and to require that the county funds be deposited in such incorporated national or State bank in the several counties, as the board of revenue or court of county commissioners may elect, and to provide for the custody of such funds, and to require all acts required of the treasurer to be performed by the president of the board of revenue or county commissioners.

S. 703. To reimburse the Governor for moneys expended by him in repairs and furnishing of the Governor's mansion.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bill:

H. 989. To amend section 5838 of the Code of Alabama, 1907.

And sends same herewith to the Senate without engrossment.

W. F. Herbert,
Clerk.

SENATE MESSAGE.

The House bill in the foregoing House message was read once and referred to appropriate standing committee, as follows:

H. 989. To the Committee on Revision of Laws.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has non-concurred in the Senate amendment to:

H. 913. To fix the compensation or salaries to be paid the sheriff, the judge of probate, the tax collector, the tax assessor, the clerk of the circuit court, the clerk of the criminal court, and the register in chancery of Jefferson county, and to regulate the payment of the same; to provide for the selection of clerical and other assistance to said officers, and the manner of fixing their compensation and paying the same, and to provide rules and regulations for the conduct and operation of such offices made necessary by changing the method and basis of compensation of such officers, and to prescribe when said act shall go into effect.

And requests Committee of Conference, and returns same herewith to the Senate.

W. F. Herbert,
Clerk.

HOUSE MESSAGE.

On motion of Mr. Judge, the Senate acceded to the request of the House for Committee of Conference on the disagreement of the two Houses on the Senate

amendment to H. 913, the title of which is set out in the foregoing message from the House, and the president of the Senate appointed as conferees on the part of the Senate, Messrs. Judge, Pride and Hill.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bill:

By Mr. John:

H. 1385. To relieve from liability any person who as auditor drew warrants under an act which on its face was valid, but afterwards held to be void by the Supreme Court, and any person who as treasurer paid such warrants in good faith.

Also,

By Mr. Judge:

H. 1151. To authorize the opening of public roads through municipal corporations.

And sends same herewith to the Senate without engrossment.

W. F. Herbert,
Clerk.

HOUSE MESSAGES.

The House bills in the foregoing House message were severally read once and referred to appropriate standing committees, as follows:

H. 1385. To the Committee on Judiciary.

H. 1151. To the Committee on Municipalities and Municipal Organizations.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and adopted the following joint resolution:

H. J. R. 215. Resolved by the House, the Senate concurring, that when the two Houses adjourn to-day that they reconvene on Friday morning. That the two Houses remain in session Friday and Saturday.

W. F. Herbert,
Clerk.

HOUSE MESSAGE.

On motion of Mr. Lusk, the Senate concurred in and adopted H. J. R. 215, set out in the foregoing message from the House.

REPORT OF CONFERENCE COMMITTEE ON SENATE BILL 461.

Mr. President:

Your Committee on Conference on Senate Bill 461 beg leave to submit the following report:

Your committee recommend that the House recede from the following amendments:

Amendment by Mr. Johnston of DeKalb, as follows: "To amend road number 6 so as to read as follows: Beginning at Sulphur Springs on the Alabama and Georgia State line, and run in a southward course to Valley Head, Sylva, Tenbrook, Crossville, and to intersect road number 5 at Albertville, in lieu of going from Valley Head to Fort Payne, Collinsville and to intersect with road number 2 at Attalla."

Also,

Amendment by Mr. Tunstall, as follows: "Amend by striking out of section 1, line 39, 'Marion to a point on road number 3 near Marion Junction,' and insert, 'Uniontown to a point on road 3.'"

Also,

Amendment by Mr. Sumner, as follows: "Amend S. 461 by adding to that paragraph of said bill describing trunk line road number 7, the following words: 'That certain road described as beginning at Eutaw and extending southwesterly to a point three miles west of Eps to, where it intersects the road herein described from Gainesville to Livingston.'"

Also,

Amendment by Mr. Grady, as follows: "Amend S. 461 by striking out all of line ten and down to the word 'Opelika,' in line eleven, on second page of said bill, and insert in lieu thereof the following: 'Road Number 13. That certain road described as beginning at a point on road number 19 at Roanoke, and extending southward to Opelika by way of Welsh, Stroud, Five Points,

Buffalo, Fafayette (county seat,) Moorefield and Oakbowry.' ”

Your committee further recommend the adoption of the following House amendments:

Substitute for amendment offered by Mr. Brindley as follows: “Amend section 1 of S. 461 by striking out all the words included in section 1 between the words ‘road number 2 and road number 3,’ and inserting in lieu thereof the following: ‘That certain road described as beginning at the Alabama-Georgia State line where road from Edwardsville, Alabama, to Tallapoosa, Georgia, crosses said line extended westward to Heflin, Anniston, Alexandria, Gadsden, Ashville, Springville, Birmingham, Bessemer, Tuscaloosa, Reform, to Alabama-Mississippi State line near McCary, Mississippi, commencing at Anniston, running through Lincoln to intersection with road number 9 at Truss’ ferry.’ ”

Amendment by Mr. Judge, as follows: “Amend section 1 by adding after the words ‘Pell City,’ in line 14, the following: ‘From Pell City to Vincent, Wilsonville, Columbiana and Calera.’ ”

Also,

Amendment by Mr. Grayson of Madison, as follows: “Amend route four by inserting between the words ‘Huntsville and Paint Rock,’ the words ‘Brownsboro and Gurley.’ ”

Also,

Amendment by Mr. Carlisle, as follows: “Amend S. 461 by adding the following: ‘Road Number 33. That certain road described as beginning at Clayton, extending northwest to Mount Andrew, thence north to James, thence in a northwesterly direction to Union Springs, thence in a westerly direction to Bughall, Shopton, and to Downing, in Montgomery county.’ ”

Your committee further recommend the adoption of the following amendments offered by your Committee on Conference, and that the Senate adopt said amendments and the House concur therein:

Conference Committee amendment number 1: “Amend road number 6 so as to read as follows: ‘Beginning at Albertville and run to Crossville, Geraldine, Fyffe, Sylvania, Valley Head, and thence to Sulphur Springs.’ ”

Conference Committee amendment number 2, as follows: "Amend S. 461 by striking out the following in road number 18, 'that certain road described as beginning at a point on road number eight south of Hamilton and extending to Sulligent, Vernon, Millport, to Reform,' and insert in lieu thereof the following: 'Road Number 18. That certain road described as beginning at Hamilton and extending to Detriot, Sulligent, Vernon, Millport, and Reform.'"

Conference Committee amendment number 3: "Amend road number 14 to read as follows: 'That certain road described as beginning at Guntersville, and extending south to Blountsville, Cleveland, Addville, to Selfville to Pinson to Birmingham.'"

Conference Committee amendment number 4: "Amend road number 27 by striking out the word 'Newbern.'"

Respectfully submitted,

Fred Fite,
R. J. Goode, J.,
M. T. Sumner,

Committee on the part of the House.

J. T. Denson,
R. B. Burns,
W. H. Elrod,

Committee on the part of the Senate.

CONFERENCE REPORT.

On motion of Mr. Denson, the Senate concurred in and adopted the report of the Committee of Conference on the disagreement of the two Houses on the House amendments to:

S. 461. To designate certain public roads of the State of Alabama as State trunk roads and to provide the manner in which such roads shall be located, improved and maintained.

Yeas, 23; nays, 0.

Yeas:

Messrs.:	Bell	Bulger	Denson
Arrington	Bonner	Burns	Ellis

Elrod	Higgins	Lewis	Pride
Faulk	Judge	Lusk	Thach
Hall	Key	Miller	Wallace
Hartwell	Kline	McCain	Weathers

—23.

Nays, 0.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has concurred in and adopted the report of the Committee on Conference on the disagreement of the two Houses on the House amendment to the bill, S. 461, and said bill is herewith returned to the Senate.

W. F. Herbert,
Clerk.

UNFINISHED BUSINESS.

The Senate proceeded to consider the unfinished business of the morning session, which was the amendment offered by Mr. Hill to:

H. 142. To make uniform the law of warehouse receipts.

Mr. Bulger moved that the amendment offered by Mr. Hill at the morning session be laid upon the table, which motion prevailed, and the amendment offered by Mr. Hill was laid upon the table.

Yeas, 19; nays, 14.

Yeas:

Messrs.:	Denson	Jones	McCain
Arrington	Green	Judge	Pride
Brown	Hartwell	Kline	Thach
Bulger	Higgins	Lee	Wallace
Burns	Hollis	Lewis	Winkler

—19.

Nays:

Messrs.:	Easterly	Hall	Miller
Bell	Ellis	Hill	Price
Bonner	Elrod	Key	Weathers
Cooper	Faulk	Lusk	

—14.

Mr. Bulger offered the following amendment to said bill, to wit:

Amend the bill by adding the following as section 59½:

Sec. 59½. That any person, firm or corporation who knowingly negotiates any warehouse receipt for cotton stored in a warehouse under the provisions of this bill while there exists upon said cotton a landlord's lien or mortgage lien, without the consent of the lien holder, shall be guilty of a felony, and upon conviction shall be imprisoned in the penitentiary for not more than three years.

Mr. Lusk moved to lay said amendment upon the table, which prevailed, and said amendment offered by Mr. Bulger was laid on the table.

Mr. Faulk offered the following amendment to said bill, to wit:

Amend the bill by adding:

Sec. A. This act shall not impair any liens on property now impressed with liens at the time of the passage of this bill.

Mr. Winkler moved to lay said amendment on the table, which prevailed, and said amendment was laid upon the table.

Yeas, 16; nays, 14.

Yeas:

Messrs.:	Hartwell	Key	Pride
Arrington	Higgins	Kline	Thach
Brown	Jones	Lee	Wallace
Denson	Judge	Lewis	Winkler
Green			—16.

Nays:

Messrs.:	Burns	Elrod	Lusk
Bell	Cooper	Faulk	Miller
Bonner	Easterly	Hall	Weathers
Bulger	Ellis	Hill	—14.

Mr. Lusk offered the following amendment to said bill, to wit:

Amend by adding: "Provided, that this bill, being for the purpose of meeting the unexpected and unusual

emergency caused by the stringency in the money market caused by the inability to sell cotton produced by the war of the nations of Europe, it shall remain operative only to the 1st day of January, 1919, and it shall expire on that day and be no longer effective."

Mr. Lewis moved to lay said amendment on the table, which prevailed, and said amendment was laid upon the table.

Yeas, 17; nays, 13.

Yeas:

Messrs.:	Green	Key	McCain
Arrington	Hartwell	Kline	Thach
Bulger	Higgins	Lee	Wallace
Burns	Jones	Lewis	Winkler
Denson	Judge		

—17.

Nays:

Messrs.:	Easterly	Hall	Miller
Bell	Ellis	Hill	Pride
Bonner	Elrod	Lusk	Weathers
Burns	Faulk		

—13.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 21; nays, 10.

Yeas:

Messrs.:	Green	Key	McCain
Arrington	Hartwell	Kline	Pride
Bulger	Higgins	Lee	Thach
Burns	Hollis	Lewis	Wallace
Denson	Jones	Miller	Winkler
Easterly	Judge		

—21.

Nays:

Messrs.:	Brown	Faulk	Lusk
Bell	Ellis	Hall	Weathers
Bonner	Elrod	Hill	

—10.

CONSIDERATION OF SPECIAL ORDER.

The Senate proceeded to consider the special order heretofore set, to wit:

S. 219. To submit to the qualified voters of the State, at the general election to be held on the day of November, 1916, for their consideration, an amendment to the Constitution of the State, so as to confer upon women the same right to vote in all elections in this State as is now conferred upon men.

Mr. Hartwell offered the following amendment to said bill, to wit:

Amend S. 219 by striking the figures "1916," where they appear and inserting in lieu thereof the figures "1918."

Mr. Lusk moved to indefinitely postpone said bill and the amendment offered by Mr. Hartwell, which was lost.

Yeas, 14; nays, 18.

Yeas:

Messrs.:	Elrod	Lewis	Thach	
Bell	Hill	Lusk	Wallace	
Bonner	Judge	McCain	Winkler	
Ellis	Key	Pride		—14.

Nays:

Messrs.:	Denson	Hartwell	Lee	
Arrington	Easterly	Higgins	Miller	
Brown	Faulk	Hollis	Price	
Bulger	Green	Jones	Weathers	
Burns	Hall	Kline		—18.

And the amendment offered by Mr. Hartwell was then lost.

Yeas, 13; nays, 19.

Yeas:

Messrs.:	Easterly	Hartwell	Jones	
Arrington	Elrod	Higgins	Kline	
Burns	Green	Hollis	Price	
Denson	Hall			—13.

Nays:

Messrs.:	Ellis	Lee	Pride	
Bell	Faulk	Lewis	Thach	
Bonner	Hill	Lusk	Wallace	
Brown	Judge	Miller	Weathers	
Bulger	Key	McCain	Winkler	—19.

And said bill was read a third time at length and lost.

Yeas, 12; nays, 20.

Yeas:

Messrs.:	Green	Higgins	Miller
Burns	Hall	Hollis	Price
Easterly	Hartwell	Kline	Weathers
Faulk			—12.

Nays:

Messrs.:	Denson	Judge	McCain
Arrington	Ellis	Key	Pride
Bell	Elrod	Lee	Thach
Bonner	Hill	Lewis	Wallace
Bulger	Jones	Lusk	Winkler
Burns			—20.

CONSIDERATION OF SPECIAL ORDERS CONTINUED.

The Senate proceeded to consider the third special order set for to-day, which was:

S. 298. To ratify and confirm the contracts and agreements made by Governor Emmet O'Neal during his administration as Governor for employment of special counsel for the State, and the payments made for and on account thereof, and to provide for the payment of such services as have been rendered, and for which payment has not been made.

Mr. Lusk offered the following amendment to said bill, to wit:

Amend by adding: "That there is hereby created a commission composed of the Governor, attorney general, auditor, treasurer and director of the department of archives and history to pass upon and determine the just and proportionate amount due the persons named in this bill, and they are authorized to hear evidence and may award such sum to the several persons named for services mentioned, by a written award for an amount not exceeding amounts heretofore claimed, and on such award and on order of the Governor the auditor shall issue his warrant for such amount as may be so awarded and ordered paid.

Which was adopted.

Yeas, 19; nays, 2.

Yeas:

Messrs.:	Ellis	Judge	Miller
Arrington	Elrod	Key	McCain
Brown	Hartwell	Kline	Pride
Bulger	Higgins	Lewis	Weathers
Easterly	Hollis	Lusk	Winkler

—19.

Nays: Messrs. Bonner and Denson.—2.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 20; nays, 1.

Yeas:

Messrs.:	Ellis	Judge	Miller
Arrington	Elrod	Key	McCain
Bulger	Green	Kline	Pride
Burns	Hartwell	Lewis	Weathers
Denson	Hollis	Lusk	Winkler
Easterly			

—20.

Nay: Mr. Bonner.—1.

REPORT FROM RULES COMMITTEE.

Mr. Jones, chairman of the Standing Committee on Rules, reported that said committee, in session, had considered the following resolution and ordered same returned to the Senate with a favorable report, to wit:

Resolution by the Rules Committee:

S. R. 159. Be it resolved by the Senate, 1st, that the morning hours, 9:00 A. M. to 1 P. M., immediately after the call of committee reports, the secretary shall call the districts in their numerical order beginning with the lowest uncalled number, and as called the Senator from the district may call any bill on the calendar, general or local, for amendment, third reading and passage.

2nd, that during the evening hours, 3 P. M. to 6 P. M., such bills as have been made special orders shall be called in the order set.

3rd, that during the night session there shall be a call of districts when each Senator may call up a local bill. If so ordered, special bills may be called and considered at the night session.

Mr. Jones moved that said resolution be adopted and the report concurred in, which motion prevailed, and said resolution was adopted and the report of the Rules Committee was concurred in by the Senate.

Resolution by Rules Committee:

S. R. 160. Resolved by the Senate, that S. 857 be set as a previous, special, paramount and continuing order for to-morrow at 3:00 P. M.

Mr. Jones moved that said resolution be adopted and the report concurred in, which motion prevailed, and said resolution was adopted, and the report of the Rules Committee was concurred in by the Senate.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bills:

H. 1409. To make appropriations for the ordinary expenses for the executive, legislative and judicial departments of the State, for the interest on the public debt, and for the public schools.

H. 1410. To provide for the commission-manager form of government for cities and town in Alabama having a population of more than five thousand according to the last Federal census; to authorize the adoption of the same in all cities and towns; to regulate the election of commissioners, fix their compensation, prescribe their duties and provide for their recall from office; to provide for the selection of a city manager, prescribe his duties, provide for his compensation; to provide for the establishment and abolishment of such boards and departments as in the opinion of the common council may be proper; to abolish the office of treasurer in any city or town reorganizing under the provisions of this act; to provide for a sales and purchasing agent, and to provide generally for the creation and maintenance of such commission-manager form of government.

H. 520. To amend section 7794 (1907) of the Code of Alabama.

H. 1374. To amend section 5 of an act approved April 21st, 1911, entitled An act to provide and create a commission form of government and to permit the adoption of same in all cities in the State of Alabama which now have, or may hereafter have, a population of more than one thousand, and not more than twenty-five thousand people, according to the last Federal census, or any Federal or municipal census which may hereafter be taken; to regulate the selection and election of commissioners and their terms of office, and retention in and recall from office; to fix their powers, duties and compensation; to punish improper conduct in connection with elections and petitions hereunder; to abolish police commissioners, mayors, councilmen and certain other city officials and otherwise provide for the creation and maintenance of said commission form of government.

Also,

H. 475. For the relief of T. R. Folmar, captain of Company "I," Second Regiment, Alabama National Guard, for hospital expenses incurred while on duty with the Alabama National Guard at Montgomery.

And sends the same herewith to the Senate with notice and proof attached and herewith exhibited, as follows:

NOTICE.

Notice is hereby given that a bill will be introduced at the next session of the Legislature, the substance of which will be for the relief of T. R. Folmar for the sum of one hundred and ten dollars paid by him for medical and hospital fees while on duty with the Alabama National Guard at Montgomery in the month of July, 1914.

AFFIDAVIT OF PUBLICATION.

I, C. L. Kelter, editor and publisher of the Crenshaw County News, a newspaper published weekly at Luverne, Crenshaw county, Ala., do solemnly swear that a copy of the above notice, as per clipping attached, was published once a week in the regular and entire issue of said newspaper, and not in any supplement thereof, for

four consecutive weeks, commencing with the issue dated Dec. 24, 1914, and ending with the issue dated January 14, 1915.

C. L. Kelter.

Subscribed and sworn to before me this 22nd day of January, 1915.

W. B. Martin,
Circuit Clerk.

Also,

H. 1500. To establish a vocational department and to provide for the instruction in practical agriculture, mechanical trades, and all or any other industrial arts and sciences in the public, elementary, and high schools in Walker county, Alabama, and to prescribe the method of organization and plan of such instruction and to authorize appropriation to promote the same, by that court of county commissioners in said county, and by the municipal authorities in the cities or towns thereof.

And sends the same to the Senate with notice and proof attached and herewith exhibited, as follows:

NOTICE.

Application will be made to the Legislature of Alabama, now in session, to enact a law substantially as follows:

A BILL

To be entitled an act to establish a vocational department and to provide for the instruction in practical agriculture, mechanical trades, and all or any other industrial acts and sciences in the public, elementary and high schools in Walker county, Alabama, and to prescribe the method of organization and plan of such instruction, and to authorize appropriations to promote the same, by the court of county commissioners in said county and by the municipal authorities in the cities and towns thereof.

Be it enacted by the Legislature of Alabama, as follows:

1. That, at the option of the county board of education, or boards of education of cities and towns, in

Walker county, Alabama, within their respective jurisdiction, there may be established, organized and maintained, in the public, elementary and high schools, thereof, vocational and industrial departments as hereinafter provided in this act.

2. That said boards of education, in their respective jurisdiction, shall have full and plenary power, not to conflict with the provisions of this act for the accomplishment of the purposes thereof, viz: The instruction in practical agriculture, mechanics, forestry, carpentry, metal work, basketry, mechanics, road building, animal industry, poultry raising, physical training, which shall include the intelligent direction in recreation, sanitation and any and all the industrial arts and sciences, whereby the youth may become healthful, intelligent workers and adequate producers. Said boards of education shall prescribe the courses of study, having in view the co-operating with any and all State and federal forces employed in corresponding efforts, which course must include at least two full scholastic months of practical work and instructions on the farm, or in the garden, shop, mines, factory, or on the public road or some place other than the school room, where the pupils will be in direct and vital contact with the industry pursued, and said vocational work required shall be performed between May 1st and July 15th of each year.

3. That the principal of every school under the operation of this act shall be and is required to keep a full and accurate record of each pupil's life, both in the school room, at home and in the shop, on the farm, or wherever he or she may be engaged in industrial work, which record or a certified copy thereof shall be filed by the principal or supervisor, at the end of the scholastic year, in the office of the county superintendent of education. The said records of all pupils in branches of instruction shall be consolidated as much as practicable. In all cases the total earnings shall be recorded and reported fully and definitely, and shall be bound in permanent form and preserved as a permanent record for each year in the office of said county superintendent.

4. That the supervisor, principal or teacher of every school under the operation of this act, shall, before planting season, arrange, when practical, with the par-

ents or guardian of pupils who are to engage in the study of agriculture, or other study which requires the use of land for a suitable plot of ground not less than one acre for boys and one-half acre for girls, and shall also provide, as far as practical, for each of said pupils, a map or diagram of such ground, with schedule and specifications for cultivation, and proper blanks for recording the routine of work and results.

5. That each pupil engaged in agriculture, shall be required to produce for home consumption or for the market, products which will in value represent at current prices according to their respective ages, as follows:

Boys from ten to twelve years of age.....	\$10.00
Boys from twelve to fourteen years of age.....	\$20.00
Boys from fourteen to sixteen years of age.....	\$30.00
All over sixteen years of age.....	\$40.00
Girls from ten to twelve years of age.....	\$5.00
Girls from twelve to fourteen years of age.....	\$10.00
Girls from fourteen to sixteen years of age.....	\$20.00
Girls over sixteen years of age.....	\$25.00

Where the course of study elected is other than agriculture, the work shall be done under the direction and supervision of the teacher or supervisor, and said teacher or supervisor shall grade said work according to the fidelity, energy, perseverance and accomplishment of the student, and the teacher or supervisor, when practicable to do so, shall estimate the value of the services so performed by each pupil. And it shall be a condition of graduation from any school operating under this act, that the pupil shall have accomplished the result above prescribed in the agriculture course or grade fixed by the teacher or supervisor in some other industrial course of study and work, herein provided for. Provided, the teacher or supervisor, with approval of the board of education, may, for good cause, to be judged of by him, exempt any pupils from vocational work herein required, and provided that he shall exempt any pupil from vocational work, who is physically unable to perform it.

6. That said board of education shall have full power to group school districts and adopt such rules and regulations as in their judgment seems best for the purpose of carrying out the provisions of this act.

7. To provide for the promotion of the purposes of this act, the court of county commissioners in said county, and the municipal authorities in the respective cities and towns thereof, may from time to time, appropriate from the general fund of the county or municipality the sums necessary for the carrying on of said vocational education, which appropriations when made, shall be set apart and kept as a special fund by the treasurer or depository of the county, city or town, and distributed and expended by direction and under authority of the board of education.

8. That upon the exercise of the option to establish vocational training, as herein provided, by the board of education of the county, it shall be and continue for a term of five years.

9. That all laws and parts of laws in conflict with this act, shall be and the same are hereby repealed.

July 28-4t.

L. B. Musgrove.

The State of Alabama, }
Walker County. }

Before me, C. L. Norvell, a notary public in and for said county in said State, personally appeared Lawrence Richardson, who being first duly sworn, deposes and says that he is one of the publishers of the Mountain Eagle, a newspaper published in Walker county, Alabama, that notice, a copy of which is hereto attached, was given by publication in said Mountain Eagle once a week for four consecutive weeks prior to the date hereof. Said notice appearing in the publication of said Mountain Eagle on the following named dates, viz: July 28th, 1915; August 4th, 1915; August 11th, 1915; August 18th, 1915.

Lawrence Richardson.

Sworn to and subscribed before me this 18th day of August, 1915.

(Seal)

C. L. Norvell,
Notary Public.

And sends same herewith to the Senate.

W. F. Herbert,
Clerk.

HOUSE MESSAGES.

The House bills in the foregoing House message were severally read once and referred to appropriate standing committees, as follows:

H. 1374, 1410, 1500. To the Committee on Municipalities and Municipal Organizations.

H. 475. To the Committee on Military.

H. 520. To the Committee on Judiciary.

H. 1409. To the Committee on Finance and Taxation.

GOVERNOR'S MESSAGE.

On motion of Mr. Winkler, the message from the House accompanying the message from the Governor with his amendment to H. 608, was laid upon the secretary's desk until to-morrow morning.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has passed the following Senate bill, and returns same herewith to the Senate:

S. 230. To amend section 4897 of the Code of Alabama of 1907. (Relates to partial payment of mortgage debt entered.)

W. F. Herbert,
Clerk.

CONSIDERATION OF SPECIAL ORDER CONTINUED.

The Senate proceeded to consider the fourth special order for to-day, which was:

S. 444. To create a State harbor commission to be known as the "State harbor commission," define its jurisdiction, powers and duties and prescribe the mode of procedure and penalties for violation of this act.

The Committee on Finance and Taxation offered the following substitute to said bill, to wit:

A BILL

To be entitled an act to create a State harbor commission to be known as the "State harbor commission,"

define its jurisdiction, powers and duties and prescribe the mode of procedure and penalties for violation of this act.

Be it enacted by the Legislature of Alabama:

A board of State harbor commissioners to consist of five members is hereby constituted, with such powers and duties as are prescribed in this act, and as may hereafter be prescribed by law.

On the passage of this act, the Governor shall appoint one of said commissioners to hold office for three years, one for four years, one for five years, one for six years and one for seven years, from January 1st, 1916, and until their successors are qualified. The said commissioners shall thereafter be appointed for five years from the dates of their respective commissions, and until their successors are qualified. The commissioners shall serve without compensation, but all traveling expenses incurred by the board in the performance of their duties shall be paid for out of the funds in the treasury.

If a vacancy occurs from any cause in the office of a commissioner before the expiration of his term, his successor must be appointed by said board, and hold office only for the unexpired portion of such term.

All the members of said board at the time of their appointment and during their respective term of office, shall be citizens of the United States and residents of the county of Mobile, State of Alabama, and at the time of their appointment must be prominently identified with the commerce or business interest of the port. At the expiration of their term, their successors shall be appointed by the Governor for a term of five years each.

The commissioner first appointed for seven years, and thereafter his successor, shall be president and executive officer of the board. It shall be his duty to preside at its meetings, to supervise the official conduct of all its officers and employees, especially in the collection, custody and disbursement of the revenues of said board, and to require all books, papers and accounts to be accurately kept and in proper form, and all the provisions of law and the regulations of the board be enforced and observed. He may administer

official oaths to the officers and employees of the board, except the other commissioners, and to all other persons in relation to the business of the board. In the absence of the president, the remaining commissioners shall select from their number an acting president to hold office during the absence of the president. The acting president shall have all the power and authority possessed by the president.

The commissioners shall meet at least once a month at such time and place as may be by them selected, and may meet oftener as business requires.

The board of State harbor commissioners on entering on the duties of their office must appoint a secretary and treasurer, a chief wharfinger, and, as occasion requires, may appoint such number of deputy wharfingers, collectors, attorneys, clerks and other employees as may be necessary. Such officials shall hold office for such time and on such terms and conditions as the commissioners may determine, except that the secretary is required to make bond and oath as is hereinafter provided.

The jurisdiction of said board shall extend over the waters and shores of Mobile bay, Mobile river, and over all tributary streams flowing into Mobile bay and Mobile river, extending to the outer bar below Fort Morgan, Alabama.

The said board shall have power to make reasonable rules and regulations as to where vessels shall be moored, and where vessels shall be placed, and for the shifting and mooring of vessels.

The said board shall have power to lease, install, acquire, create, own, sell, maintain, equip, use, control, and operate wharves, piers, docks, quays, warehouses and other water terminals and other structures needful for the convenient use of same in the aid of commerce, including the dredging of approaches thereto. All such structures are to be subject to such lines and limitations as may be now, or hereafter at any time, laid or placed by any authority of the United States or of the State of Alabama for control of harbor and pier lines. The said board shall have power to locate, install build, acquire, own, sell, maintain, control and

operate a line or lines of terminal railroads, with necessary sidings, turnouts, spurs, branches, switches, yard tracks, bridges, trestles and causeways, and in connection therewith or appurtenant thereto, shall have the further right to lease, install, build, acquire, own maintain, control, and use any and every kind or character of motive power and conveyance of appliance necessary or proper to carry goods, wares and merchandise over, along or upon the tracks of such railroads, any plant or structure or machinery for accumulating storing, handling, shaping, reducing in bulk or preparing for shipment, any goods, wares and merchandise carried, or to be carried over, along or upon such railroads.

The said board shall have the right and authority with its terminal railroads, to connect with or cross any other railroad, and to receive, deliver to and transport the freight, passengers and cars of common carrier railroads, as though it were an ordinary common carrier railroad. They shall have and enjoy all rights, powers and immunities incident to corporations.

The said board with the consent of the city or county authorities may cause the tracks of such terminal railroads to be laid upon any streets or roads which are now open or dedicated, or that may hereafter be opened or dedicated, within their respective corporate limits, and any bridge, trestle, causeway, or other structure necessary or proper to be constructed in order to enable any tracks constructed under authority of this act, to reach any piers, docks, wharves, warehouses, quays, or other public terminals, may be constructed and maintained perpetually over, or upon any lands owned by the State of Alabama, provided the strip of State land so used shall not be more than one hundred and twenty-five feet in width, but all such bridges, trestles, causeways, or other structures when across or over navigable waters, or the shores thereof, shall be erected under such limitations or restrictions as may be now, or at any time, made or placed by any authority of the United States or of the State of Alabama, having control of harbor and pier lines, and so as not to infringe upon the riparian rights of any person, unless said rights

shall have been acquired by purchase, condemnation, or otherwise by such cities.

For the acquiring of rights of way and property necessary for the construction of the railroads and structures authorized in accordance with this act, such board shall have the right and power of purchase and eminent domain, and should they elect to exercise the right of eminent domain, they may proceed in the manner provided by the general laws of the State of Alabama for procedure by any county, municipality or corporation organized under the laws of this State, or any person or association of persons proposing to take lands or to acquire an interest or easement therein, for any uses for which private property may be taken.

The said board shall have the right to make and collect suitable charges for the performance of any service rendered under the authority given in this act, all charges for transportation being subject to control by governmental authority in the same manner as ordinary common carrier railroads are regulated.

For the acquiring of property or riparian rights necessary for the construction or control of said wharves, piers, docks, quays, warehouses and other water terminals, and other structures for the convenient use of same in the aid of commerce authorized to be constructed or controlled under the provisions of this act, the board shall have the right to purchase and of eminent domain, they may proceed in the manner provided by the general laws of the State of Alabama for procedure by any county, municipality or corporation organized under the laws of this State, or any person or association of persons proposing to take lands or to acquire an interest or easement therein, for any uses for which private property may be taken.

The said board may issue bonds for the purpose of paying the purchase money and cost of construction of property purchased or constructed under the authority contained herein.

All bonds and interest coupons attached to the same, issued under the authority of this act, shall be exempt from State, county and municipal taxation, and the same shall have all the property and protection of commercial paper.

The denomination of the bonds, the time for which the same shall run, the place of payment, and the rate of interest to be paid on the same shall be fixed by the board, but no bonds issued under the provisions of this act shall bear a greater rate of interest than six per cent. per annum, and the same shall not be sold for less than face value.

All bonds issued under the authority of this act shall be signed by the chief executive officer and countersigned by the secretary and treasurer of the board issuing the same, and the official seal of the board shall be impressed upon or affixed to the same.

All bonds so issued shall have attached to the same, interest coupons, which shall bear the signature of the chief executive officer, and the secretary and treasurer of the board issuing the same, but their said signatures may be printed or lithographed fac-similes.

No irregularity in the proceedings to authorize the issue of bonds under this act nor the omission or neglect of any officer charged with executing any of the duties imposed by this act, shall affect the validity of any bonds issued under the authority of this act.

The said board shall have power to fix wharf harbor lines. All wharves shall be open to the use of all persons engaged in commerce on said river and bay, without the distinction or discrimination, in order that the navigable waters of Mobile bay and Mobile river, within the jurisdiction of said board shall remain forever public highways, free to the citizens of the State and of the United States, and that the wharfage demanded from the owner of merchandise or commodities for the use of wharves erected on said shores may be uniform, and that no discrimination in their use may be made by the owners of said wharves. The said board shall have power to prescribe reasonable rules and regulations to prevent improper and unjust charges. The said board shall have the right and power to require the owners of the upland who have constructed wharves upon the said shores to keep their property in proper repair, and upon their failure to do so the said board shall have the right to make such repairs and to charge the cost of same against such property, which charges shall constitute

a lien upon the said property, for which the said board may bring suit in its own name in any competent court having jurisdiction thereof, and recover judgment therefor, upon which execution shall issue in accordance with the law. The board shall furthermore have the power in the event it does not desire to repair such property of such owner of the upland, who has built wharves upon said shores and who refuses to make such repairs as ordered by the board, to issue an order forbidding the owner of such upland and such wharves to make any charge for the use of said wharves until such wharves are repaired, in accordance with the orders and directions of the board, provided, however, that the owner of such wharves may permit people to use such wharves, and to use the same himself, herself, or itself, but such owner shall not make any charge therefor.

In the event the owner of any upland abutting upon the shore, within the jurisdiction of said board shall desire to erect wharves, docks, sheds, or piers upon said shore within the jurisdiction of said board, such owner of the upland shall prepare plans and specifications of the said proposed improvement, which shall be submitted to the said board. Said board shall thereupon refer same to their engineer, who shall carefully examine such plans and specifications and make his report upon same in writing to the said board, and thereupon the said board shall approve or disapprove such plans and specifications, as in its judgment it deems proper. In the event such plans and specifications are approved, such improvements may thereupon be erected in strict compliance with such plans and specifications. In the event said plans and specifications are not approved, the owner of the upland may change same to conform to the rules and regulations of the board. No wharves shall be erected upon the said shores, within the jurisdiction of said board, which are not first approved by the said board. The owner of the upland making the improvement is required to pay the engineer's fee for examining the plans and specifications, the amount of such fee shall be fixed by the board.

The secretary must keep the office of the board open every day (legal holidays excepted) from eight o'clock

A. M. to five o'clock P. M. He shall safely keep and be responsible for all moneys paid into the office, and for all books and papers of the board, and attend such meetings, and keep a perfect record of their proceedings, and of the names of the commissioners present thereat. He must keep in proper books an account of all moneys received and paid. On or before the 5th day of each month, he must prepare five statements showing all moneys received and paid for the preceding month, and have the same show the sources from which such moneys were received, and the purposes for which they were paid, and one copy given to each of the commissioners. All moneys collected by him shall be deposited in a bank or banks designated by the board, and drawn out by check signed by the president and secretary of the board. He must enter daily, in proper wharf books, the returns made by the wharfingers and collectors, and on the last day of each month, settle the accounts of each of them, and balance the said books as soon as practicable thereafter. When money is received from any source, he must retain a stub corresponding in number, date and amount, with the receipt given therefor, and he must require the person paying it to sign said stub. He must record at length all contracts and agreements made by the board, and keep a record of all personal property purchased, and its cost; and in case any be sold, the name of the purchaser, date of sale and price received therefor. Before entering on the duties of his office, he must give an official bond in the sum of five thousand dollars, premium on same to be paid out of the funds of the board, and take and subscribe an official oath. Said bond must be in some approved guaranty or bonding company acceptable to the board, and be filed with such oath in the office of the secretary of State.

The chief wharfinger must station, berth and regulate the position of vessels in the docks and harbor, and cause them to be removed from time to time, and from place to place, as the general convenience, safety and good order may require. In case any vessel shall fail or refuse to move as directed by the chief wharfinger, he shall cause same to be moved at the expense of such

vessel, which expense shall constitute a lien upon the vessel. He shall not interfere with the directions by the master, owner, agent or consignee of a vessel as to a wharf, bulkhead or shore berth for the discharge or receipt of cargo or ballast, where such wharf, bulkhead or shore berths so selected or erected within the limits of the jurisdiction of said board and in the manner of construction provided by said board, nor station such vessel at other berths than the ones so selected by the master, agent, owner or consignee, unless the person or authority controlling such wharf prohibits its use for such purposes by the vessel, or unless the use of such wharf bulkhead or shore berth has under the provisions of this act been revoked. He may from time to time remove any such vessels as is not employed, or immediately about to be employed, in receiving or discharging cargo, or ballast, if necessary, to make room for such other vessel as may require immediate accommodation for receiving or discharging cargo or ballast. He may require persons in charge of vessels made fast to a wharf or shore, or lying in the stream, to adjust their spars, boats, etc., so that they will not interfere with other vessels. He shall have authority to determine how far and when persons in charge of vessels shall accommodate each other in their station.

The chief wharfinger of said board must, on written application by the owner, master or consignee of a vessel, arriving within the jurisdiction of said board, inspect the hatches, be present at the opening thereof, and survey the stowage of the cargo of said vessel. And it shall be the duty of the said wharfinger to give reasonable notice of the time of opening and inspection of hatches and survey of stowage to all consignees in writing, or by advertisement, and said consignee or their agents shall be allowed to be present at such time of opening, survey and inspection. The record of the inspection and survey shall state whether the hatches were properly covered and secured shall designate by marks and numbers, every package of merchandise surveyed, and if any package had the appearance of being damaged, shall state how such package appeared to have received damage.

The secretary of the board and the chief wharfinger, or one of the deputy wharfingers, where applied to for that purpose, must inspect damaged cotton or merchandise arriving within the jurisdiction of said board, and if the owner or consignee thereof orders it sold under their direction, attend and direct the sale at public auction, if, in their opinion, the damage thereto is sufficient to justify its sale, but only upon forty-eight hours notice of the time and place of sale in some newspaper of Mobile. They must give a certificate of such survey and of the correctness of such sale under their hands.

The secretary of said board and the chief wharfinger, or one of the deputy wharfingers, shall when called upon by the master, owner or consignee of any vessel, survey the same, and name and employ carpenters to open the ceiling, slip the sheathing, bore the timbers, and perform such other work as shall be necessary to a correct survey; and in case of survey of merchandise may employ laborers to open, move, cooper, or otherwise arrange cotton or merchandise to be surveyed, the expense thereof to be paid by the person requiring the service.

The chief wharfinger must require all wharf owners, dock companies, shipmasters, consignees, pilots and masters of tow boats to conform to the regulations of the board. He must require the harbor, docks, slips, wharves, piers, and other premises under the jurisdiction of said board to be kept free of all obstructions, and when parties fail to obey his order, to remove the same, he must forthwith report the fact to the board, and execute their orders in relation thereto.

The said board shall constitute a board of commissioners of pilotage.

At no time shall there exist more than thirty pilots holding valid branches or licenses to serve as Mobile bay or bar pilots. At any time when there shall be less than thirty of said pilots, and the board, or a majority of them, shall be of the opinion that the necessity of commerce demands an increase of the actual number serving as such pilots, they shall have the power to branch or license a sufficient number of bay or bar pilots to meet such necessity; but the number so branch-

ed or licensed shall not increase the total number of such pilots to exceeding thirty. No person shall be so branched or licensed who has not made due application and been regularly examined and certified to be competent to fill such appointment as hereinafter required. When a pilot first receives his branch he shall take his station on Mobile bar, and the senior pilot serving there shall take his station at Mobile, Ala. No person shall apply for a license or branch as a bay or bar pilot who ~~has not served~~ at least one year as an apprentice, or boat keeper, on board a pilot boat, in commission as such on the Mobile bay and bar and who has not also assisted as pilot on at least one entire trip a week for twelve weeks within a continuous period of six months in company with some licensed Mobile bay or bar pilot, or on a seagoing vessel or tug; and the Mobile bay or bar pilots shall always keep upon the pilot boats not less than three apprentices or boat keepers; and no Mobile bay or bar pilot, apprentice or boat keeper shall be discharged except for cause, and any such apprentice or boat keeper so discharged shall have the right to appeal from such discharge to the board, and should the board, upon investigation, find that such discharge was without sufficient cause, they shall have the power to annul such discharge and reinstate such apprentice or boat keeper. Every application for a license or branch must be in writing, accompanied by a certificate of the registered master of a pilot boat, that the applicant has served his apprenticeship as hereinabove required, and by an affidavit by the applicant, that he has made the trips herein provided. Before an applicant is branched or licensed, the board must prepare in writing suitable questions to test his knowledge and competency to become such pilot who without any aid from any other person, and without having been informed as to what questions would be propounded to him; when the applicant has reduced his answers to writing, he shall sign the same and deliver them to one of the commissioners, and the board must cause such answers to be copied legibly, but without the name of the applicant. The board shall then appoint three fair, impartial and competent nautical men as a com-

mittee to examine the answers of the applicants. The applicant or applicants may name one of these, the existing pilots name another, and the board, or a majority of them shall name the third. The committee shall examine the copies of the answers of applicants, and shall endorse upon the answers of such of the applicants, as they find sufficient, the following certificate: "We hereby certify that the foregoing answers are satisfactory, and that, in our opinion, the applicant making the same is well acquainted with the pilot grounds, and knows how to handle both steam and sailing vessels, and is competent to perform the duties of a bay or bar pilot." When such certificate is duly signed and delivered to the board, the applicant shall be deemed qualified to receive a license.

Any pilot having knowledge of the violation of any of the provisions of this act, or of the rules and regulations established by the said board, must, as soon as practicable, give the secretary of said board information thereof, and failing to do so, the board shall have the right to suspend the license of said pilot for such a length of time or forever disqualify him, as in their judgment they deem proper.

For any violation by any one of the pilots of any of the provisions of this act, or any of the rules and regulations established by the said board under the authority conferred upon the said board by the provisions of this act, or under any authority which may hereafter be conferred upon them, the said board may suspend or revoke the license or branch of such pilot so violating the law, or such rules and regulations of said board. The secretary of said board shall notify such pilot, in writing, of the specific charge preferred against him, specifying reasonable certainty the law or rule or regulation violated, the manner in which the same was violated, and the time and place of such offense, and shall, by direction of the board fix the time for hearing of said charges not less than five nor more than thirty days from the date of such notice. At the time and place set forth in said notice, such pilot may appear in person, or by counsel, and thereupon the said board shall hear and determine the

said charges. The board shall have the power to subpœna witnesses, such subpœnas to be served under the seal of the said board, and attested by the signature of the secretary, and to be served by the sheriff of Mobile county, or the sheriff of Baldwin county, according to the residence of such witnesses. The fees of the sheriff for serving such subpœnas shall be paid out of the funds of the said board.

On the failure to answer such subpœnas, when so served, ~~such witnesses shall forfeit the sum of fifty dollars,~~ such witnesses shall forfeit the sum of fifty dollars, for which the said board may, in its own name, bring suit in a court of competent jurisdiction.

Such witness shall be paid the sum of one dollar and a half a day during their attendance upon such board at such hearing, and five cents a mile for each mile traveled in going from their place of residence to the place of hearing, and five cents a mile for returning. Such witness fees shall be paid out of the funds of said board.

Such pilot against whom such charges have been filed shall have the right, upon depositing with the secretary of said board an amount sufficient to cover the cost and expenses of serving such subpœnas, together with the mileage of such witnesses, and an amount sufficient to cover at least three days attendance of such witnesses, to require the secretary of said board to issue subpœnas for witnesses in his behalf in the name of said board, such subpœnas to be issued and served as in the case of subpœnas issued by the direction of the board, and for failure of witnesses to attend, upon being served with such subpœnas, the same penalty shall be imposed and collected.

Such hearing shall be conducted under such rules and regulations as the board may from time to time establish. The board shall hear the testimony of the witnesses, and shall have the power to administer oaths to such witnesses, and false swearing, after the administration of such oath by such board, shall constitute perjury under the laws of the State of Alabama.

Said pilot shall have the right to be represented by counsel at such hearing and the attorney for the said board shall represent the prosecution of such charges.

Upon completion of the hearing, or as soon thereafter as practicable the said board shall render its decision, and the decision shall be by a majority of said board.

The said hearing may be adjourned from time to time as the board may direct, but no pilot shall be suspended until the final hearing by the board.

Should the owner of any upland abutting upon the said shore, within the jurisdiction of said board, who has or may have erected wharves, docks, sheds, or piers upon the shore, fail to comply with any of the rules and regulations of the said board, the said board shall notify such owner of such failure to comply with such rules and regulations. The said board shall have the power to prohibit such owner from using such wharf. The secretary of said board shall notify the owner of such wharves in writing, under the seal of said board, as to the time and place and circumstances of such violation. Thereupon, such owner may request the said board, in writing, to set a date for the hearing by the board as to whether or not the rules and regulations have been so violated, and such hearing shall be conducted in the same manner as hearing of charges against pilots for the violation of the rules and regulations of said board, and the same powers herein conferred upon the board to hear and determine such matters, and to issue subpoenas, and to compel the attendance of witnesses, and to administer oaths, in the case of violations of regulations by pilots, are hereby conferred upon the board to determine the question of violations of regulations by the owners of wharves.

In the event said board shall, by a majority thereof, find the rules and regulations of said board have been violated, the said board shall thereupon enter an order upon the minutes of said board prohibiting such owner from further using said wharves until the rules and regulations of the board have been complied with, a copy of which order shall be forwarded to the owner of such wharves. Should the owner of such wharves continue to use such wharves after such order has been issued, the said board shall have the power to prohibit such use by injunction in any court of competent jurisdiction.

It shall be the duty of said board to establish from time to time, as may appear to the said board necessary, for the protection of the navigability of the waters within its jurisdiction and the integrity of Mobile harbor, and its improvements, lines for bulk heads, wharves, dry docks and booms, and lines for similar structures, and it shall be unlawful for any person to build or maintain a bulkhead, wharf, boom or dry dock, or similar structure, as the case may be, in any manner of form contrary to the regulations established by the said board, and said board is hereby authorized to have all and any portion of the waters embraced within the jurisdiction properly surveyed and sounded, and maps thereof made for filing in its office for its information, the expense of which shall be paid out of the funds of said board.

All bulkheads, wharves, booms, stakes, piles, dry docks and similar structures, heretofore constructed, or placed within the above defined limits, which do not conform to the present bulkhead or channel lines and regulations, and all wrecks or sunken or disabled boats or water craft lying without said lines shall be prima facie a nuisance, and all such structures, wrecks, or sunken or disabled water craft which are hereafter constructed, placed or sunk or maintained in violation of the lines and regulations should be established by the said board in reference thereto, are hereby declared to be a nuisance, and all such nuisances may be abated as hereinafter provided, or in any other manner now or hereafter authorized by law, as to all such future structures or obstructions, a violation of such regulations, shall be a public offense, which may be prosecuted by indictment or criminal information, and on conviction thereof the party offending shall be fined a sum not less than the costs of abating said nuisance, as may be shown by the evidence, unless he has already paid the cost of such abatement, and an additional sum not exceeding two thousand dollars over and above the cost of such abatement, which fine shall be ascertained and fixed by the magistrate or jury trying the case, if tried by a jury. But if any respondent or defendant shall plead in abatement to any information filed or indict-

ment found against him for any such offense and shall prove thereunder that such offense was committed more than twelve months before the exhibition of the information or the finding of the indictment, and the said board had not within twelve months, and more than thirty days before the said exhibition of such information or the finding of such indictment, serve written notice on the owner or agent in charge of said structure or obstruction or person erecting or placing the same, to abate such nuisance, such information or indictment shall be abated and no further prosecution for such offense shall be maintained if objected to by plea in abatement, until written notice as above provided shall have been given within twelve months and more than thirty days from the beginning of such prosecution; and the construction or placing of such structures or obstructions in violation of law, and the maintenance thereof after notice to abate the same has been given, for each day that they are so allowed to remain may be held and treated as a continuing offense, and the owner, manager, superintendent, agent, contractor or other employee ordering or engaging in the erection or maintenance of said structures or obstructions shall be held guilty under this section; and the police of the city of Mobile are authorized to enforce the regulations of said board and to arrest all offenders who may be found violating, or who on proper warrant may be charged with having violated such regulations. And the recorder, or acting recorder of said city is hereby authorized and empowered to try and, upon conviction, punish all such offenders by a fine not exceeding fifty dollars a day for each day that such offender may be engaged in the construction or maintenance of such illegal structure or obstruction, providing, that the said recorder, shall not have jurisdiction to try any case with reference to any structure or obstruction which was erected or placed more than twelve months before the commencement of the prosecution. An appeal shall be allowed from the decisions of the recorder, or acting recorder, as in cases of appeal from the justices of the peace. All fines levied under this section shall be paid over to the county treasury and shall be held subject

to the order of said board. The said board shall also regulate the handling of the rafts and the character of rafts within the limits of its jurisdiction. And the said board may also regulate the anchorage, berthing and moorage of steamboats, or other water craft. And any violation of such regulation by the owners or persons in charge of any such rafts or boats shall be a misdemeanor, and the recorder of the city of Mobile shall have jurisdiction to try and punish all such offenders if the prosecution shall be a lien on such rafts or boats, which may be seized on a writ issued by the recorder or acting recorder at the beginning of or during the prosecution, or after conviction, and so without further levy, to satisfy such fines and the cost of the prosecution, including the costs and seizure and sale; and all such sales shall be conducted in the same manner as sales of personal property on execution, the surplus arising from any such sale to be paid over to the proper claimant, or to be deposited with the board for account of such claimant when known.

The said board may, on its own relation, file a bill in chancery court at Mobile, in the name of the State, for the abatement of such nuisance therein complained of, which bill shall be in the nature of an information. And it shall be the duty of the solicitor of Mobile county, on the written request of such board, to file such bill and to prosecute the case to a final decree and enforcement thereof. And if an appeal be taken to the Supreme Court, it shall be the like duty of the attorney general of the State to prosecute or defend such case in that court. But the said board may employ counsel to prosecute such suit, whose fee in the premises shall be approved by the court and paid as part of the court costs of the case as hereinafter provided. And upon the filing of any such bill, it shall be the duty of said court to take jurisdiction of the subject matter thereof, and to make and enforce all proper decrees in the premises without requiring any fact to be established at law previous to the filing of such bill. In case of the non-residence or contumacy of the defendant, the court additions to the powers possessed by it for enforcing its decrees in general, shall have the

right to direct the sheriff to abate the nuisance by destroying or removing the same, and any and all expenses attending the destruction of such nuisance, as well as the court costs, including the fee of the complainant solicitor, shall be taxed against the defendant, and shall be a lien on all the property of the defendant in the chancery district from the date of filing of such bill. And on the return of the sheriff showing the amount of such expense, it shall be the duty of the court, or of the chancellor, on application out of regular term of five days notice to the defendant, to direct an execution to issue against said defendant, and branch writs, if necessary, as in other cases, for the amount of such expenses and costs, and no property shall be exempt from the levy thereof. In case an appeal is taken by the defendant, he shall be required, if he desire said appeal, to operate as a supersedeas, to give such reasonable bond as the chancellor may require, by order duly entered in the cause, conditioned to prosecute said appeal to effect or to pay the amount of the costs of the cause in both courts, and of executing the decree, as well as all damages which may thereafter be sustained by any person because of the maintenance of such nuisance.

That no security for costs shall be required in any case of said board or relators and said chancery court shall be considered as open at all times for the purpose of the proceedings in this act authorized. In case any such court costs taxed against complainants, excepting when taxed because of a return of a nulla bona against defendant, the same shall become a claim against county wherein such nuisance may be maintained, and a duly certified copy of the decree of the chancery court in the premises shall be presented to the board's court as an adjudged claim against such county, and may be collected as other judgments against such county are collected. Provided, no costs shall be taxed against the county unless the county is cast in the suit.

That no one shall erect or place any bukhead, wharf, boom, dry dock or similar structure in any of the waters mentioned in the third section of this act, without first making an application in writing to the said

board, which application shall describe the nature and exact location of such proposed structure, giving specifications, and shall be accompanied by a diagram giving the exact plan thereof, as well as of the shore on both sides of the river or stream on which the same is located, for a distance of at least one hundred yards above and below the proposed structure, and when in the municipal limits, a distance back to the first street parallel to said river, which plan shall be drawn with India, or other equally durable ink, on durable drawing paper on a scale of fifty feet to the inch, and shall show the names of the riparian proprietors on both sides of the river opposite said structure when known; and said petition and map shall contain such other information as may be required by said board, and shall be sworn to; and said board may examine on oath the applicant and such witness as may be produced before it, with a purpose of establishing the lines, and any willful false swearing shall be a perjury. Said petitioner shall at the time of filing his application deposit with the secretary of said board the sum of fifteen cents per foot for each lineal foot of the proposed boom, and and twenty-five cents per foot for each lineal foot of wharf, bulkhead, dry dock or similar structure, to be measured along the line of its longest dimension; provided, that when a bulkhead and wharf line are both sought to be established for the same wharf structure, only one fee shall be charged, which shall be calculated on the line having the longest dimension. And said board shall not entertain such petition until such fees are paid; but in case the application is declined and the structure is abandoned, one-half of said fee shall be returned to the applicant on filing the said board with notice of such abandonment.

That it shall be the duty of all persons, maintaining after the passage of this act, any wharf, boom or dry dock or similar structure in any waters mentioned in section three, within ninety days after the first publication of notice of the passage of this act, and of the requirements of this section, in a newspaper published in Mobile, to file with the said board for its approval an exact description and plan of such structure as

prescribed in the foregoing section for future build structures, unless on application in writing said board may by an order duly entered on its minutes extend such time in any particular case, and in case the owner, or proper agent of such owner, shall fail to comply with the requirements of this section, the said board may have a survey and proper description and plan thereof made at the expense of such owner by a competent person, and the said board shall bring an action in its own name in a court of competent jurisdiction to recover of such owner as penalty double the cost of such survey, description and plan, and the amount so sought to be recovered shall be a lien on the property of such owner from the commencement of such action, and when recovered shall be paid into the treasury of said board, and in case the owner of said property be not known or be a non-resident, then the proceeding may be in a rem against said property in the nature of an attachment suit, and the said property be levied upon as in attachment suits and notice thereof shall be given, and all other proceedings shall thereafter be had as is or may be provided by law for attachment suits against non-residents, but no attachment bond shall be required of said board, and if said board disapprove of any structure in part or in whole, the same shall be considered and held *prima facie* a nuisance to the extent of such disapproval, which action of the board shall be duly entered on the minutes of said board, and the owner or maintainer of said nuisance shall remove same within thirty days after notice thereof, or otherwise conform to the requirements of said board, and in default thereof shall be subject to the proceedings and plans and penalties mentioned in sections 11 and 12 of this act.

That upon the filing of any application for the privilege of erecting, altering, or maintaining any wharf, bulkhead boom or dry dock, or other similar structure, as provided in previous sections of this act, it shall be the duty of the said board to carefully examine the plan and specifications furnished them by the applicant, and they may take the testimony as to any fact pertaining to said structure or its effect upon the navigation of

such stream, and shall, if not otherwise accurately informed, have a survey made by an engineer designated by said board of the place or portion of the river which it is proposed said structure shall occupy, and said engineer shall take sufficient soundings to show the depth of water along the line and within the enclosure of such bulkhead, wharf, or boom lines, or within the area to be covered by such dock; and a permanent record shall be made thereof with the date of such measurement; and in case any such application is granted, it shall be the duty of such board to have the said lines or area accurately defined by the city, or other competent engineer, by stakes or other signs, for the guidance of said applicant, if desired by him, and at his expense; and when such structure is finished, survey thereof shall be had by the engineer employed by such board, who shall report to said board, and if such structure conforms to the requirements of said board, a certificate of such fact shall be furnished to said applicant, and a record then shall be made in the book of records of said board. It shall be the duty of such applicant to furnish free transportation to and from the location of any structure, to said engineer and his necessary assistants, acting in the performance of any duty required by this section, or to the board of any authorized committee thereof, if they desire to personally inspect such location or work. The said engineer shall receive for his services such compensation as may be agreed upon between the said board and himself, not to exceed ten dollars for each day; or fraction of a day, for his own services, and not exceed two dollars and fifty cents per day for each assistant necessarily employed by him, to be paid by the applicant. And said board may send the engineer to inspect any locality for the purpose of ascertaining whether any nuisance has been or is being erected or maintained in any navigable waters within its jurisdiction, and to make report thereto. ...

For each survey of damaged cargo, cotton or merchandise, ten dollars (\$10.00); for each survey of a vessel, ten dollars (\$10.00); for attending, directing and certifying, the sale of damaged cotton or merchandise, on sums not exceeding \$200.00, five per cent.; on

those not exceeding \$500.00, five per cent. on the first \$200.00 and two per cent. on the remainder; on those exceeding \$500.00 and not exceeding \$1,000.00, five per cent. on the first \$200.00, two per cent. on the next \$300.00, and one per cent. on the remainder; on those exceeding \$1,000.00, the above fees up to the first \$1,000.00, and one-quarter of one per cent. on the remainder.

The charges above provided for shall constitute a lien upon the vessel and upon the cargo of said vessel, and upon the merchandise so surveyed, which lien may be enforced by the board in a court of competent jurisdiction.

Any person who shall violate any of the rules and regulations established by the said board, or who shall resist or oppose or interfere with any of the members of the said board, or any of its employees, officials or agents in the discharge of their duties, shall be fined by the recorder of the city of Mobile, not exceeding fifty dollars to be collected, enforced and applied as fines for violation of the municipal ordinance of said city.

All persons are forbidden to deposit, or cause to be deposited, in the waters of the harbor of Mobile, described in the preceding sections, any substance that will sink and form an obstruction to navigation, without first obtaining permission in writing, of the board, which permission shall describe with an ordinary degree of certainty, the place where such deposit shall be made, and the secretary of the board shall record such permission. Any person violating the prohibition contained in this section is guilty of a misdemeanor, and upon conviction thereof before a court of competent jurisdiction shall be fined not less than one hundred or more than five hundred dollars, or imprisonment for not less than thirty and not more than ninety days; provided, that nothing herein shall be construed to prevent or interfere with the construction of work now in progress in connection with the Mobile harbor.

If a person in any manner, by his negligence, or wantonly, shall damage a ship, channel, natural or artifi-

cial, within the jurisdiction of said board, or if any person shall damage any beacon stand, piling, or other thing, or channel, used in connection with the navigation thereof, he shall be required by the said board to repair such damage, and on failure to do so within ten days after such notice, the offender shall forfeit five hundred dollars, to be recovered with costs, including a reasonable attorney's fee, in any court of competent jurisdiction, at the suit of the board, the recovery to be applied under the direction of said board; first, to the repair of the damage done, and the surplus, if any, to be deposited as other funds of said board.

The commisisoners shall, on or before the first day of November, A. D. 1916, and yearly thereafter, give to the Governor a full report of all moneys by them received and disbursed, stating specifically for what the same was received, and for what purposes expended, and shall give a concise account of the operation of said board, and of the condition of the docks, wharves and shipping under their jurisdiction.

The chief wharfinger shall keep an office at some convenient place upon the city front, which shall be kept open every day (Sundays and holidays excepted) from seven A. M. to six P. M. The commissioners shall furnish a suitable building for an office, for the exclusive use of said chief wharfinger and with suitable office furniture. It shall be the duty of the chief wharfinger to execute and enforce the rules and regulations which may be established by said board of State harbor commissioners, pursuant to the provisions of this article. And it shall be the duty of all pilots, masters of tug boats, masters, owners, and consignees of vessels, to obey all lawful orders and discretions of the chief wharfinger. The chief wharfinger is empowered to determine cases of collision by consent of all parties interested, and where damages do not exceed three hundred dollars, the decision is final.

In addition to the duties required to be performed by the chief wharfinger by any section in this article preceding this section, he shall take in charge all abandoned water craft and all boats picked up adrift, and secure the same, after which he shall advertise for one

week in one of the daily newspapers printed in the city and county of Mobile, giving full particulars pertaining to the same, and request all parties interested to appear and establish their title or claim thereto within twenty days from the last publication. If claimed within said period, such profit shall be delivered to the owner on payment of all costs of removing, securing and advertising the same. If not claimed, within said period, or if the owner fails to pay charges, such property shall be sold by the chief wharfinger to the highest bidder at public auction, and the proceeds, less the costs, shall be paid to the owner, if claimed by him, or if not claimed by the owner, shall be paid to the board of State harbor commissioners; but the owner shall be entitled to receive from said board the amount so paid if he shall claim the same within one year from the date of said payment.

For the purpose of this section, the harbor of Mobile shall be the tide waters of the city and county of Mobile, and the jurisdiction of the chief wharfinger shall, when performing the duties required by this section be co-extensive with such tide water.

If any master, agent or owner of any water craft shall refuse or neglect to obey the lawful orders or directions of the chief wharfinger in any matter pertaining to the regulations of said harbor, or the removal or stationing of any water craft, such master, agent, or owner so refusing or neglecting is guilty of a misdemeanor, and upon conviction thereof, before any court of competent jurisdiction, shall be punished by a fine not to exceed fifty dollars, or by imprisonment not to exceed one hundred days in the jail of the city or county of Mobile.

All official bonds required to be given by authority of this act shall be to the people of the State of Alabama.

It is hereby made the duty of the board of police commissioner of the city of Mobile, or any person or persons hereafter exercising the authority now vested in the board of police commissioners in the city of Mobile, to appoint as special policemen such number of wharfingers and toll collectors as such commisisoners

shall request in writing, and also shall furnish such special policemen the usual badge of office, which shall be paid for by the commissioners. Such appointments must be renewed once in each year. The jurisdiction of such special policeman shall be co-extensive with the premises described in this act, and their terms of office as such wharfingers and toll collectors.

The monthly salary of the secretary and treasurer, chief wharfinger and other employees of the board shall be fixed by the commissioners. The sum of ten thousand dollars annually for a period of four years is hereby appropriated from any funds in the State treasury of the State of Alabama not otherwise appropriated to defray the salaries of the employees of said board, and the warrant for the payment of the sum herein appropriated shall be issued by the auditor as provided by law, and the amount now paid by the city and county of Mobile for harbor masters salary and city wharfingers shall be annually paid into the treasury of said board.

This bill to become operative only after the passage of the amendment to the Constitution entitled, "An act to authorize the State harbor commission of the port of Mobile to issue five million dollars (\$5,000,000.00) of bonds not exceeding six (6) per cent., which shall be exempt from taxation; to authorize the exchange of so many of said bonds as may be necessary to retire valid outstanding obligations of said State harbor commission, and to provide for the sale of the remainder thereof, to provide for the payment of the principal and interest of said bonds, and the disposition of the proceeds thereof; to define the powers and duties of the State harbor commission of the port of Mobile and the treasurer of the State of Alabama in relation thereto; to continue said State harbor commission in existence until the payment of said bonds and to submit to the people an amendment to the Constitution of the State of Alabama authorizing the issue of said bonds and ratifying the provisions of this act.

That all laws and parts of laws in conflict with the provisions of this act be and the same are hereby repealed.

If any section of this act is held unconstitutional, it shall not invalidate any other section under this act.

Mr. Hartwell offered the following amendment to said substitute, to wit:

Amend title to act by adding at the end of the title the following: "And to repeal all laws in conflict therewith."

In line 1, page 1, strike out the word "five," and insert in lieu thereof the word "seven."

In line 4, page 1, strike out the word "one," and insert in lieu thereof the word "two."

In line 5, page 1, strike out the word "one," where it first occurs in this line, and insert in lieu thereof the word "two."

In line 2, page 2, strike out the words, "county of Mobile."

In line 3, page 2, immediately after the word "appointment," insert the words "five of said commissioners shall be residents of Mobile county;" and in line 4, immediately after the word "port," insert the words "of Mobile." The other two commissioners at the time of their appointment must be prominently identified with the commerce or business of the counties of Jefferson, Walker or Tuscaloosa respectively, and one of said two commissioners shall be appointed from among the residents of said counties of Jefferson, Walker and Tuscaloosa.

In line 1, page 3, immediately after the word "Alabama," insert the word "and."

In line 2, page 3, immediately after the word "make," insert the word "all."

In line 21, page 4, immediately after the word "by," insert the following: "The Railroad Commission of Alabama or other."

At the end of line 4, page 5, insert the following: "From any order or regulation of the board of State harbor commissioners fixing, making or establishing any fee, rate, charge, compensation, or regulation for any service in or about the business or control of the river, harbor or port of Mobile, an appeal may be taken by any party in interest to the State railroad commission, and the State railroad commission shall and is

hereby given the power and authority to hear and determine the same and to make all necessary orders for the enforcement of its findings."

At the end of line 6, page 5, insert the following words: "But the State of Alabama shall not be bound or liable in any manner whatsoever for the payment of said bonds or interest thereon."

In line 1, page 6, strike out all words after the word "reasonable," where it first occurs. Strike out lines 2 and 3 on page 6, and the letters "ing" on line 4.

On page 24, strike out lines 8, 9, 10, 11, 12, 13, 14, 15, 16, 17 and 18, and in lieu thereof insert the following: "That the act entitled an act to establish a river commission for Mobile river and branches and to define its powers, approved February 28th, 1887, and the act entitled an act to amend sections 1, 3, 5, and 13 of an act entitled an act to establish a river commission for Mobile river and branches, and to define its powers approved February 28th, 1887, approved February 28, 1889, be and the same are hereby repealed, and that sections 4901 to 4926, both inclusive, of the act of Alabama, adopted by act of the Legislature of Alabama approved July 27, 1907, and the act entitled an act to provide for the election of a harbor master and three deputy harbor masters, approved July 31, 1907, be and they are hereby separately repealed."

And that section 4927 of the Code of Alabama, adopted by act of the Legislature approved July 27, 1907, providing for commission of pilots and examination of pilots be and the same is hereby repealed.

On page 24, line 21, immediately after the word "section," insert the words "or provision."

Amend by adding at end of first paragraph on page 2, the following words: "Each commissioner shall be required to execute a bond in the sum of five thousand dollars for the faithful performance of his duty in some bonding company authorized to do business in the State of Alabama, and the premium on said bonds shall be paid from the treasury of said board."

Which was adopted.

And said substitute, as thus amended, was adopted.

Yeas, 17; nays, 2.

Yeas :

Messrs. :	Hall	Jones	Lusk
Bonner	Hartwell	Judge	Miller
Easterly	Higgins	Kline	Weathers
Elrod	Hill	Lewis	Winkler
Green	Hollis		—17.

Nays: Messrs. Faulk and Key.—2.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 17; nays, 1.

Yeas :

Messrs. :	Hall	Holmes	Lusk
Bonner	Hartwell	Jones	Miller
Easterly	Higgins	Judge	Weathers
Faulk	Hill	Kline	Winkler
Green	Hollis		—17.

Nay: Mr. Key.—1.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has concurred in Senate amendment to:
H. 142. To make uniform the law of warehouse receipts.

W. F. Herbert,
Clerk.

ADJOURNMENT.

At 6:15 o'clock P. M., on motion of Mr. Bonner and in pursuance of H. J. R. 215, the Senate adjourned until Friday, September 3, 1915.

FORTY-FIRST DAY.

Friday, September 3, 1915.

The Senate met pursuant to adjournment, Lieutenant Governor Kilby presiding.

PRAYER

By Rev. Mr. Johnson of Selma.

ROLL CALL.

Present:

Messrs. :	Easterly	Hollis	Miller
Arrington	Ellis	Holmes	Milner
Bell	Elrod	Jones	McCain
Bonner	Faulk	Judge	Price
Brown	Green	Key	Pride
Bulger	Hall	Kline	Thach
Burns	Hartwell	Lee	Wallace
Cooper	Higgins	Lewis	Weathers
Denson	Hill	Lusk	Winkler

—35.

JOURNAL.

On motion of Mr. Kline, the reading of the Journal of yesterday was dispensed with and the same was approved by the Senate.

INTRODUCTION OF BILLS.

Upon a call of districts bills were introduced, severally read one time and referred to appropriate standing committees, as follows:

By Mr. Pride:

S. 871. To repeal so much of section 1230 of the Code as extends the police jurisdiction of cities and towns of 6,000 or more inhabitants to all adjoining territory within three miles of the corporate limits.

Committee on Municipalities and
Municipal Organizations.

By Mr. Hill:

S. 872. To require the State auditor to place upon the pension roll, in appropriate class, all widows of Confed-

erate soldiers or sailors who are entitled to a pension under the general laws of the State but who filed their application for a pension in the office of the judge of probate of the county instead of with the county board of pension examiners.

Committee on Finance and Taxation.

By Mr. Denson (by request) :

S. 873. To prescribe, fix and regulate contracts of sale for future delivery of stocks, bonds and other commodities, and to make the contract of sale of cotton for future delivery conform with the acts of Congress approved August 18th, 1914, and known as the "United States Cotton Future Act" (including such amendments as may hereafter be made to said act of Congress), and for the punishment of a violation thereof."

Committee on Judiciary.

By Mr. Denson :

S. 874. To further prescribe the authority and duties of the attorney general and of solicitors acting under his authority; and to provide for the employment of special assistants by the attorney general; to provide for the conduct of the office of attorney general, to make an appropriation therefor, and to prescribe the method of its expenditure.

Committee on Finance and Taxation.

By Mr. Hartwell :

S. 875. To provide for the improvement of the waterways, whether rivers or bays, now or hereafter within the limits of any municipality now or hereafter existing in this State, and which may constitute the whole or a part of a port or harbor, and for the maintenance of such improvements, and for the levy and collection of assessments against the lands or property abutting on said waterways, and on the wharves, bulkheads, piers, docks and other structures and constructions, if any, on or attached to said abutting lands or property, to pay in whole or in part for said improvements and their maintenance.

Committee on Finance and Taxation.

REPORTS OF COMMITTEES.

Mr. Lusk, Chairman of the Standing Committee on Judiciary, reported that said committee, in session, had

acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to-wit:

By Mr. Weakley (with substitute):

H. 915. To provide for the payment and retirement of claims against the fine and forfeiture fund of Jefferson county.

By Mr. Welch:

H. 1566. To provide for and require all county officers of all counties in Alabama now having or which may hereafter have a population of as much as one hundred and fifty thousand people according to the last Federal census, or any such census which may hereafter be taken, to install, equip and maintain, in addition to their offices at the county sites of such counties, offices at each other place in such counties where a circuit court or court of like jurisdiction is now authorized by law to be held, or where such court may hereafter be authorized by law to be held, for the transaction of all business pertaining thereto, that may arise in or be connected with that part of such county within which the cases arising therein, may be tried in such circuit court or court of like jurisdiction at such place; to provide for the selection, qualification and compensation and fix the powers and duties of the deputies of the respective officers of such counties to act for and assist such officers in the discharge of their duties in connection therewith, to fix the duties of the respective county officers of such counties with reference thereto; to provide equipment for such offices, including stationery, records, books, dockets, furniture, filing cases, and other equipment for such offices, similar to that kept in the respective offices of such counties at the county site; to prescribe the business of the respective offices and officers of such counties that shall be transacted at such places; to prescribe and regulate the instruments recorded thereat, and to otherwise provide for the installation, equipment and maintenance of such offices and officers at such places for the transaction of all business pertaining to such offices and officers that may arise within such territory of such counties.

By Mr. Chamberlain (with amendment):

H. 217. To protect purchasers at judicial sales.

By Mr. Welch :

H. 1392. To amend section 133 of the Code of Alabama of 1907.

By Mr. Johnson of DeKalb (with amendment) :

H. 1388. To further regulate the drawing of jurors for the courts of DeKalb county, Alabama.

By Mr. Knight :

H. 1204. To require the county treasurer of Hale county, Alabama, to transfer on the 15th of March and 15th of September in each year, the balance above three hundred dollars from the fine and forfeiture fund to the credit of the general fund of said county of Hale.

By Mr. Smith of Crenshaw :

H. 1099. To provide for the payment of witnesses before the grand juries and State witnesses in all criminal cases, and of the sheriff of the county of Crenshaw and clerks of the circuit court and the county court in and for said county, in criminal cases where the State fails to convict, out of the general fund of Crenshaw county.

By Mr. Chamberlain :

H. 218. To provide a limitation in which proceedings to charge lands for the payment of debts of a decedent must be instituted, so far as the same applies to the rights of bona fide purchasers for value from the heir, or devisee.

By Mr. Lusk (with amendment) :

S. 554. To regulate review of cases decided in court of appeals by supreme court.

By Mr. Lusk :

S. 858. To amend section 6484 of the Code of Alabama.

By Mr. Kline (with amendment) :

S. 859. To amend section 4735 of the Code of Alabama, 1907 (relates to the maturity of rent and advances).

By Mr. Judge :

S. 868. To authorize county commissioners, or boards of revenue, in counties in this State of one hundred and fifty thousand inhabitants or more according to the last Federal census or any subsequent census, to elect physicians to attend the inmates of county poor houses and jails, and to fix their terms of office and compensation.

By Mr. Judge:

S. 869. To authorize county commissioners or boards of revenue in counties in this State of one hundred and fifty thousand inhabitants or more, according to the last Federal census or any subsequent census, to employ janitors for court houses or other county buildings.

By Mr. Judge:

S. 870. To provide for the appointment of bailiffs of courts in circuits composed of only one county and having four or more judges.

Mr. Milner, Chairman of the Standing Committee on Revision of Laws, reported that said committee, in session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to-wit:

By Mr. Merritt (with substitute):

H. 989. To amend section 5838, of the Code of Alabama, 1907.

By Mr. Bulger (with amendment):

S. 792. To amend section 3 of an act entitled an act regulating administrations of estates in the chancery courts and courts of like jurisdiction in this State, approved on the 21st day of April, 1911.

By Mr. Rogers of Elmore (with amendment):

H. 440. To amend sections 6958 and 6965 of the Code of Alabama (relating to game laws).

By Mr. Andrews (with amendment):

H. 652. To amend section 6906 of the Code of Alabama of 1907.

By Mr. Grayson of Mobile:

H. 1008. To amend section 1409 of the Code of Alabama.

By Mr. Grayson of Mobile:

H. 1007. To amend section 1408 of the Code of Alabama.

By Mr. Ward:

H. 982. To amend section 7607 of the Code of Alabama, 1907. (Relates to election by defendant for the performance of hard labor for county, pending discharge or conviction.)

Mr. Lee, Chairman of the Standing Committee on Education, reported that said committee, in session, had acted on the following bill and ordered same returned to the Senate with a favorable report, and it was read a second time and placed on the calendar, to-wit:

By Mr. John:

H. 319. To compel the attendance at school of children within certain ages in the State of Alabama; to fix exceptions to such provisions; to provide means for the enforcement of this act; to require reports from private or parochial schools; to make it unlawful for any parent, guardian, or other person occupying the place of parent, to violate the provisions hereof; to make it unlawful for any person, firm, corporation, or association to employ any child in violation of the provisions of this act; and to fix punishments and penalties for the violations of this act.

Mr. Green, Chairman of the Standing Committee on Banking and Insurance, reported that said committee, in session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to-wit:

By Mr. Carmichael:

H. 1381. To amend an act entitled "An act to amend section 4546 of the Code of Alabama of 1907," approved April 24, 1911.

By Mr. Hill:

S. 825. To amend sub-section 2 of section 5, and section 9, and section 11, and section 16, and section 23A, and section 29 of an act of the Legislature of Alabama approved April 24, 1911, entitled "An act for the regulation and control of fraternal benefit societies."

Mr. Wallace, Chairman of the Standing Committee on Local Legislation, reported that said committee, in session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to-wit:

By Mr. Higgins:

S. 727. To further define, enlarge and prescribe the duties of the court of county commissioners of Cullman county, Alabama.

By Mr. Wallace:

S. 866. To ratify and confirm the collection by J. J. Burks during the years 1911 and 1912 from the funds of said county the sum of \$96.90 for service rendered in his district, the said J. J. Burks being a duly qualified member of the board of revenue of Shelby county for said term.

By Mr. McGough:

H. 1147. To establish a board of revenue for Russell county; to provide for the election of the members of said board of revenue by districts, and to divide the county of Russell into revenue districts, and to fix the term of the members of the board of revenue, and to fix their compensation and prescribe the method of filling vacancies on the board, and to prescribe the qualifications of the members of the board; and to abolish the court of county commissioners.

Mr. Cooper, Chairman of the Standing Committee on Agriculture, reported that said committee, in session, had acted on the following bill and ordered same returned to the Senate with a favorable report, and it was read a second time and placed on the calendar, to-wit:

By Mr. Hill:

S. 850. To amend section 762 of the Code of Alabama.

Mr. Hall, Chairman of the Standing Committee on Municipalities and Municipal Organizations, reported that said committee, in session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to-wit:

By Mr. Judge:

H. 1151. To authorize the opening of public roads through municipal corporations.

By Mr. Weakley:

H. 532. To authorize municipal corporations in the State of Alabama to make temporary loans in anticipation of the collection of taxes.

By Mr. Bradshaw :

H. 1426. To amend section 1421 of the Code of 1907 of the State of Alabama.

By Mr. Welch (by request) :

H. 1201. To require the board of revenue of Jefferson county to pay over each month out of the general fund of said county to the secretary of the Birmingham Bar Association or to some person to be designated by the judges of the courts of record of Jefferson county the sum of one hundred fifty dollars for the maintenance of a public law library in the city of Birmingham and to provide for the disposition of such money.

Mr. Easterly, Chairman of the Standing Committee on Public Health, reported that said committee, in session, had acted on the following bill and ordered same returned to the Senate with a favorable report, and it was read a second time and placed on the calendar, to-wit:

By Mr. Holmes :

S. 856. To authorize persons who have practiced dentistry or dental surgery in the State of Alabama for twenty years or more, to practice the same.

Mr. Pride, Chairman of the Standing Committee on Penitentiary, Prison and Prison Punishment, reported that said committee, in session, had acted on the following bill and ordered same returned to the Senate with a favorable report, and it was read a second time and placed on the calendar, to-wit:

By Mr. Davis (with substitute) :

H. 762. To prevent the working of State and county convicts in mines, turpentine camps, lumber camps and all other private employment under lease or contract.

ADVERSE REPORTS.

Mr. Lusk, Chairman of the Standing Committee on Judiciary, reported that said committee, in session, had acted on the following bills and ordered same returned to the Senate with an adverse report :

By Mr. Wallace :

S. 862. To amend section 5757 of the Code 1907.

By Mr. Kyser :

H. 1010. To amend section 4794 of the Code of 1907.

Mr. Milner, Chairman of the Standing Committee on Revision of Laws, reported that said committee, in session, had acted on the following bill and ordered same returned to the Senate with an adverse report :

By Mr. Green :

H. 1301. To amend sections 1954, 1955, 1956, 1957, 1958, 1959, 1960, 1961, 1962, 1963, 1964, 1965, 1966, 1967, 1968, 1969, and 1970, of the Code of Alabama. (Relates to Alabama Boys Industrial School.)

Mr. Ellis, Chairman of the Standing Committee on Constitution and Constitutional Revision and Amendments, reported that said committee, in session, had acted on the following bill and ordered same returned to the Senate with an adverse report :

By Mr. Milner :

S. 68. To submit to the qualified electors of the State at a general election to be held the first Monday in September, 1915, for their consideration, an amendment to section 93 of the Constitution of Alabama of 1901 amending said section 93, so that the State shall have authority to survey, build, construct and maintain public highways and bridges, and shall have authority to issue bonds to raise money for these purposes.

RECONSIDERATION OF CONFERENCE REPORT.

Mr. Denson moved that the vote by which the Senate adopted the report of the Conference Committee on the disagreement of the two Houses on the House amendments to

S. 461. To designate certain public roads of the State of Alabama as State trunk roads and to provide the manner in which such roads shall be located, improved and maintained.

Be reconsidered.

Which motion prevailed and said vote was reconsidered.

Mr. Denson moved that the Senate non-concur in said report and that the House be notified of the action of the

Senate and asked for a further conference, which motion prevailed.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has concurred in the Senate message requesting a further conference on the disagreement of the two Houses to House amendments to S. 461.

W. F. Herbert,
Clerk.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bills:

H. 86. To provide for the establishment and maintenance of an industrial school for white blind men; to make an appropriation for the establishment and maintenance of said school; to provide for the appointment of a board of trustees to manage said school and to define the objects of same.

H. 615. To amend section 6299 of the Code of Alabama of 1907.

H. 1367. To authorize courts of county commissioners, or other like boards, to expend money for the purpose of improving the sanitary conditions of their counties by laying trunk lines of sewers and constructing sewage disposal plants in localities contiguous to thickly populated communities, and to prescribe the terms on which connection with such sewers may be made.

H. 943. To provide a mode whereby cities in the State of Alabama, which shall have heretofore adopted or may hereafter adopt a commission form of government as authorized by law, may after an election upon such question, abandon such commission form of government and return to the aldermanic form of government as the same existed therein at the time of the adoption of such commission form of government.

H. 1162. To authorize the recording of affidavits relating to lands in certain instances, and to make said affidavits, or certified copies of the record thereof, evidence sufficient prima facie to establish the facts therein recited.

H. 770. To appropriate the sum of seven thousand four hundred and fifty-six and seven one-hundredths (\$7,456.07) dollars to pay for the transportation of troops of the Alabama National Guard heretofore transported by railroad common carriers on the request or order of the governor or adjutant general.

H. 757. To amend section 6901 of the Code of Alabama, 1907 (regulates the use of seines, nets, traps or other devices for catching fish from September 15th to July 15th inclusive).

H. 1344. To appropriate seven hundred one and 28/100 dollars for payment to the Western Union Telegraph Company for telegraphic services rendered to the State of Alabama.

H. 1283. To provide pensions for soldiers and sailors in the service of the State of Alabama, and to their widows, and for soldiers and sailors in the army or navy of the Confederate States of America, and to their widows, and for the regulation of the payment thereof.

And sends the same herewith to the Senate.

Also,

H. 957. For the relief of J. E. Shackelford of Green Pond, Bibb county, Alabama, a Confederate veteran.

And sends the same to the Senate with notice and proof attached and exhibited herewith as follows:

The State of Alabama, }
Bibb County. } ss.

Before me, B. H. Gatlin, a notary public in and for said county and State, personally appeared C. E. Allen, who is known to me, and who being duly sworn, deposes and says: That he is the editor and publisher of the Blocton Enterprise, a newspaper of general circulation published in West Blocton, Bibb county, Alabama, and that the notice hereto attached was published in the said newspaper for four consecutive weeks, beginning on the 27th day of May, 1915, and ending on the 24th day of June, 1915.

C. E. Allen.

Sworn to and subscribed before me this the 9th day of July, 1915.

B. H. Gatlin,
Notary Public, Bibb County, Alabama.

NOTICE.

At the adjourned session of the Legislature, to convene July 13, 1915, a bill will be introduced for the relief of J. E. Shackelford of Green Pond, Bibb county, Alabama, a Confederate veteran, to pay him \$160, because of having had his name erroneously stricken from the pension roll of Confederate veterans during the years of 1911 and 1912.

Also,

H. 774. To refund to the Standard Chemical & Oil Company, a corporation, whose principal office is at Troy, Ala., money illegally paid for fertilizer tags, which were used on cotton seed meal sold by said company during the season of 1912.

And sends the same herewith to the Senate with notice and proof attached and exhibited herewith as follows:

NOTICE OF BILL TO BE PRESENTED TO THE LEGISLATURE OF
THE STATE OF ALABAMA FOR RELIEF OF THE STANDARD
CHEMICAL AND OIL COMPANY, OF TROY, ALABAMA.

Notice is hereby given of a bill to be introduced in the next session of the Legislature of the State of Alabama, to be convened on the 15th day of January, 1915, for the refunding to the Standard Chemical & Oil Company, a corporation, the main office of which is at Troy, Alabama, of (\$1,230.00) twelve hundred and thirty dollars, which was paid by said company to the agricultural department of the State for fertilizer tags, which were attached to cotton seed meal bags during the season of 1912. Which was done under the advice of the attorney general of said State and at the instance of the commissioner of agriculture, and under protest of said company.

Said construction of the clause of the fertilizer laws of the State was upon review of the supreme court of Alabama decided to be in error.

Fox Henderson,

President of Standard Chemical & Oil Company.
Jan. 9, 1915.

State of Alabama, {
Pike County. }

Personally appeared before me, S. H. Blan, who being duly sworn, says that he is the owner and publisher in the city of Troy, State and county aforesaid, and that the notice hereto attached was published in his paper, daily for four (4) consecutive weeks.

Sworn to and subscribed before me this the 13th day of February, 1915.

S. H. Blan.
G. H. Dinkins,
Notary Public.

And sends same herewith to the Senate.

W. F. Herbert,
Clerk.

HOUSE MESSAGES.

The House bills in the foregoing House message were severally read once and referred to appropriate standing committees as follows:

H. 86, to the Committee on Finance and Taxation.

H. 615, to the Committee on Judiciary.

H. 1367. To the Committee on Public Health.

H. 943, to the Committee on Municipalities and Municipal Organizations.

H. 1162, 1283, to the Committee on Revision of Laws.

H. 770, to the Committee on Military.

H. 757, to the Committee on Fish, Game and Forestry.

H. 1344, 957, 774, to the Committee on Finance and Taxation.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bill:

By Mr. Carnley:

H. 1535. To provide for and require all county officers of all counties in Alabama having branch circuit courts, or courts of like jurisdiction to install, equip and maintain, in addition to their offices at the county site of such counties, offices at each other place in such counties where a circuit court, or court of like jurisdic-

tion is now authorized by law to be held, or where such court may hereafter by law be authorized to be held, for the transaction of the business pertaining thereat, that may arise or be connected with that part of the county within which cases arising therein may be tried in such circuit court or court of like jurisdiction at such place; to provide for appointment, qualification, and compensation and fix the powers and duties of deputies of the respective officers of such counties, to fix duties of the respective county officers of such counties; to provide equipment for such offices including stationery, records, books, dockets, furniture, filing cases and other equipment for such offices similar to be kept in the respective offices of such counties at the county site; to provide for recording bonds of deputies and principals and bringing suits thereon; to provide for the transaction of all business pertaining to such offices and officers that may arise within such territory.

And sends same herewith to the Senate without engrossment.

W. F. Herbert,
Clerk.

HOUSE MESSAGE.

The House bill in the foregoing house message was read once and referred to appropriate standing committee as follows:

H. 1535, to the Committee on Judiciary.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has received the accompanying message from His Excellency, the Governor, proposing an amendment to

H. 608. To amend section 2 of an act entitled an act to create the office of assistant solicitor for the county of Mobile, prescribe his duties, fix his salary and provide for the method of selection for said office and the taxation as cost of solicitor fees where the said assistant solicitor prosecutes and the defendant is convicted." Approved February 18, 1911.

And the House has concurred in and adopted the amendment proposed by the Governor to said bill.

Yeas, 68; Nays, 0.

Which was a majority of the whole number elected to the House.

And sends same herewith to the Senate.

W. F. Herbert,
Clerk.

To the House of Representatives:

I am herewith returning to you House bill No. 608, with an amendment.

It is a local bill and the amendment is submitted at the suggestion and request of the members of the two Houses from the county affected.

That the second paragraph of section 1 be amended to read as follows:

"That immediately upon the passage of this act there shall be appointed by the Governor an assistant solicitor for Mobile county, who shall be learned in the law and a resident of said county, and whose term of office shall be four years."

Chas. Henderson,
Governor.

HOUSE AND GOVERNOR'S MESSAGE.

On motion of Mr. Hartwell, the Senate concurred in and adopted the amendment proposed by His Excellency the Governor to H. 608 (the title to which is set out in the foregoing message from the House), and said proposed amendment is set out in the foregoing message from the Governor.

Yeas, 22; Nays, 1.

Yeas:

Messrs.:	Faulk	Key	McCain
Burns	Green	Kline	Pride
Cooper	Hall	Lee	Thach
Denson	Hartwell	Lewis	Weathers
Easterly	Higgins	Lusk	Winkler
Ellis	Hollis	Miller	—22.

Nay:—Mr. Bonner—1.

Which was a majority of the whole number elected to the Senate.

RESOLUTIONS.

Mr. Bulger offered the following resolution :

RESOLUTION TO AMEND SENATE RULE THREE.

S. R. 161. Resolved, That Senate rule number three be amended so as to read as follows :

3. No Senator shall speak more than twice on any question under debate and shall not consume more than ten minutes at each time, without leave of the Senate, but the originator of the pending question or chairman of the committee reporting the measure, shall have the right to conclude the debate, the originator of the pending question to have preference.

Which was read at length and referred to the Standing Committee on Rules.

Mr. Pride offered the following resolution :

S. R. 162. Resolved, That the Committee on Agriculture is hereby requested to return to the Senate

S. 698, with or without a recommendation, at its earliest convenience.

Which was, under a suspension of the rules, adopted.

INDEFINITE POSTPONEMENT OF BILL.

On motion of Mr. Lusk the consideration of

S. 180. To provide for the election of United States Senators by the people and fixing the time and prescribing the manner of election.

Was indefinitely postponed by the Senate.

MESSAGE FROM THE HOUSE.

Mr. President:

The Speaker of the House having signed the following House bills, your signature thereto is requested :

H. 161. To amend section 3243 of the Code of Alabama of 1907.

H. 142. To make uniform the law of warehouse receipts; to define warehouse receipts, and to provide a uniform law for issuing, assignment or transfer of such

receipts and to fix the rights and liabilities of all parties to, or connected with the issue, assignment, transfer or negotiation of such receipts and to regulate the same.

W. F. Herbert,
Clerk.

SIGNING OF BILLS.

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the secretary of the Senate, signed the following bills:

H. 161. To amend section 3243 of the Code of Alabama of 1907.

H. 142. To make uniform the law of warehouse receipts; to define warehouse receipts, and to provide a uniform law for issuing, assignment or transfer of such receipts, and to fix the rights and liabilities of all parties to, or connected with the issue, assignment, transfer or negotiation of such receipts and to regulate the same.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has passed the following Senate bill:

S. 366. To establish and regulate good roads day in Alabama.

And returns same herewith to the Senate.

W. F. Herbert,
Clerk.

MESSAGE FROM THE HOUSE.

Mr. President:

The Speaker has named a Committee of Conference on the disagreement of the two Houses on the Senate amendment to the bill H. 913.

Committee on part of the House: Messrs. Weakley, Shapiro and Copeland.

W. F. Herbert,
Clerk.

NOTICE.

Mr. Hartwell gave to the Senate the following notice, to-wit:

"I give notice that on the next legislative day I shall move to take from the adverse calendar and re-commit to the Senate Committee on Judiciary S. 775."

BILL TAKEN FROM ADVERSE CALENDAR AND RE-COMMITTED.

Pursuant to notice heretofore given, Mr. Harwell moved to take:

H. 242. To appropriate the sum of \$6,849.17 to Marshall and Bruce Co., Nashville, Tenn., contractors for furnishing stationery and stationery supplies to the State of Alabama.

From the adverse calendar and re-commit same to the Standing Committee on Finance and Taxation.

Mr. Faulk moved that said motion be laid upon the table, which was lost.

Yeas, 11; Nays, 15.

Yeas:

Messrs.:	Brown	Faulk	Key
Bell	Ellis	Hall	Lusk
Bonner	Elrod	Jones	Pride

—11

Nays:

Messrs.:	Green	Lee	Thach
Burns	Hartwell	Lewis	Wallace
Denson	Hollis	Miller	Weathers
Easterly	Kline	McCain	Winkler

—15.

The motion made by Mr. Hartwell then prevailed and said bill was taken from the adverse calendar and re-referred by the President of the Senate to the Standing Committee on Finance and Taxation.

BILLS RETURNED AND RE-COMMITTED.

Mr. Cooper, Chairman of the Standing Committee on Agriculture, reported that said committee, in session, had acted upon the following bills and ordered same returned to the Senate with a request that they be re-com-

mitted to the Standing Committee on Finance and Taxation :

S. 836. For organizing the farm boys and girls of Alabama into corn clubs, pig clubs, canning clubs, poultry clubs and any other kind of farm life clubs for the purpose of encouraging, interesting and instructing the farm boys and girls in better methods of agriculture, home-making, cooking, sewing and gardening; to provide plans for carrying on this work, to make appropriations for these purposes, and to prescribe methods of drawing and spending same.

Also,

H. 1278. To provide for the protection of orchards, trees, farms, vines and shrubs, and the products of said orchards, trees, farms, vines, and shrubs, and to provide punishment for violation of the provisions thereof.

And the President of the Senate re-referred said bills to the Standing Committee on Finance and Taxation.

Mr. Wallace, Chairman of the Standing Committee on Local Legislation, reported that said committee, in session, had acted upon the following bill and ordered same returned to the Senate with a request that it be re-committed to the Standing Committee on Finance and Taxation :

S. 863. For the relief of Frank L. Allen of Mobile county, to refund certain moneys illegally collected from him in Mobile county, under an act approved April 6th, 1911, as a license as a retail dealer in liquor in the town of Citronelle.

And the President of the Senate re-referred said bill to the Standing Committee on Finance and Taxation.

NOTICE.

Mr. Hartwell gave to the Senate the following notice:

"I hereby give notice that on the next legislative day I shall move to take from the adverse calendar,

H. 1052, and place same on the regular calendar."

BILLS ON THIRD READING.

The bill,

S. 259. To require the courts of county commissioners, boards of revenue, or like officers of each county of

the State of Alabama, to pay for the improvements or constructing of any public roads, public highways, bridges, cross ways, culverts, viaducts, court houses or jails or other public improvements which may have been ordered made by such court of county commissioners, board of revenue, or like officers within their county or within any municipality within their county and for all office fixtures, stationery, telephones, adding machines and general office supplies for the court house, which may have been purchased by such court of county commissioners, board of revenue or like officers, and which remains unpaid because such court of county commissioners, board of revenue, or like officers had no authority to order such improvements, or purchase such property, or for any other reason.

Was taken up.

The following amendment was offered by the Committee on Public Roads and Highways, to-wit:

Amend section 1 of the bill by striking out the words "ninety days" where they appear therein.

Mr. Denson offered the following substitute for said bill and amendment, to-wit:

A BILL

To be entitled an act to require the courts of county commissioners, boards of revenue, or like officers of each county of the State of Alabama, to pay for the improvements or constructing of any public roads, public highways, bridges, cross-ways, culverts, viaducts or other public improvements which may have been heretofore ordered made by such court of county commissioners, board of revenue, or within any municipality within their county, and which remains unpaid because such court of county commissioners, board of revenue or like officers had no authority to order such improvements, or for any other reason.

Be it enacted by the Legislature of Alabama:

Section 1. That the courts of county commissioners, board of revenue, or like officers of each county of the State of Alabama are hereby required to pay out of the general funds of the county for any improvements or construction of any public roads, public highways, bridges, cross-ways, culverts, viaducts or other public

improvements which may have been, before the passage of this act, ordered by such court of county commissioners, board of revenue or like officers or their predecessors, in their respective county or within any municipality within their county, and which still remains unpaid because such court of county commissioners, board of revenue or like officers, or their predecessors had no authority to make such improvements or which remains unpaid for any other reason. Provided that nothing herein shall be construed to authorize payment of such warrants hereafter issued.

Section 2. That all laws and parts of laws in conflict with this act are hereby expressly repealed.

Mr. Lusk offered the following amendment to said substitute, to-wit:

Amend by making the word "required" read "authorized" and by adding: That only such warrants as have heretofore been issued, and the court or board shall pass an order setting forth the fact that such warrants have been issued in good faith and that the county has received the benefits thereof.

Which was adopted.

And said substitute, as thus amended, was adopted.

Yeas, 19; Nays, 1.

Yeas:

Messrs.:	Faulk	Judge	Miller
Brown	Green	Key	Milner
Burns	Higgins	Kline	Pride
Denson	Hollis	Lee	Weathers
Elrod	Jones	Lusk	Winkler

—19.

Nay:—Mr. Lewis—1.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 15; Nays, 4.

Yeas:

Messrs.:	Denson	Key	Milner
Bonner	Easterly	Kline	Pride
Bulger	Elrod	Lusk	Wallace
Burns	Green	Miller	Weathers

—15.

Nays :

Messrs.: Hill Judge Lewis
Cooper —4.

The bill,

H. 1517. For the relief of candidates who have failed to comply with the provisions of that portion of section 6 of the act known as the corrupt practice act, approved June 19, 1915, which requires candidates to designate committees.

Was read a third time a length and passed.

Yeast, 24; Nays, 0.

Yeas :

Messrs. :	Denson	Judge	Price
Bell	Ellis	Key	Pride
Bonner	Elrod	Kline	Thach
Brown	Faulk.	Lewis	Wallace
Bulger	Hill	Lusk	Weathers
Burns	Hollis	Miller	Winkler
Cooper			—24.

Nays, 0.

REPORT FROM COMMITTEE ON ENGROSSED BILLS.

Mr. President:

Your Standing Committee on Engrossed Bills, begs leave to report that said committee, in session, have examined and compared the following engrossed bills with the originals and find same correctly engrossed, to-wit:

S. 259. To require the courts of county commissioners, boards of revenue, or like officers of each county of the State of Alabama, to pay for the improvements or constructing of public roads, public highways, bridges, cross ways, culverts, viaducts or other public improvements which may have been heretofore ordered made by such court of county commissioners, board of revenue, or within any municipality within their county, and which remains unpaid because such court of county commissioners, board of revenue, or like officers had no authority to order such improvements, or for any other reason.

L. A. Easterly,
Acting Chairman.

BILLS ON THIRD READING RESUMED.

The bill,

S. 738. To prohibit sheriffs and their deputies, constables and their deputies, game wardens and their deputies, or other officers authorized to make arrests, from committing parties charged with misdemeanors to jail arrested on warrant and affidavit or upon information, until said parties have been carried before a proper tribunal for commitment and to provide penalty for failure to do so.

Was read a third time at length and passed and ordered sent forthwith to the House without engrossment.

Yeas, 22; Nays, 0.

Yeas:

Messrs.:	Easterly	Judge	McCain
Bonner	Ellis	Key	Pride
Brown	Faulk	Kline	Thach
Bulger	Green	Lewis	Wallace
Burns	Hartwell	Lusk	Winkler
Cooper	Higgins	Miller	—22.

Nays, 0.

The bill,

H. 23. To provide for the election by the people of Senators of and from Alabama in the Senate of the United States.

Was read a third time at length and passed.

Yeas, 20; Nays, 0.

Yeas:

Messrs.:	Cooper	Higgins	Miller
Arrington	Denson	Judge	McCain
Bonner	Ellis	Key	Thach
Brown	Faulk	Lee	Wallace
Bulger	Green	Lusk	Winkler
Burns			—20.

Nays, 0.

The bill,

H. 1188. To define and establish the boundary line between the counties of Cherokee and Calhoun.

Was read a third time at length and lost.

Yeas, 12; Nays, 13.

Yeas:

Messrs.:	Easterly	Faulk	Lee	
Bell	Ellis	Higgins	Lusk	
Brown	Elrod	Key	Miller	
Cooper				—12.

Nays:

Messrs.:	Denson	Kline	Thach	
Bonner	Green	Milner	Wallace	
Bulger	Hartwell	Pride	Winkler	
Burns	Judge			13.

The bill,

H. 1428. To provide for elections, to authorize any county in the State and any school district now existing or hereafter formed in any county, to levy and collect a special county tax for public school purposes, not exceeding thirty cents (30c) on each one hundred dollars (\$100) worth of taxable property in such county and in such school district.

Was taken up.

The following amendment offered by the Committee on Education, to-wit:

Amend section 4, House bill 1428 by striking out in line 16 of said section, the words "three mills" and inserting in lieu thereof the words "thirty cents."

Was adopted.

Yeas, 22; Nays, 0.

Yeas:

Messrs.:	Cooper	Key	McCain	
Arrington	Denson	Kline	Thach	
Bonner	Easterly	Lee	Wallace	
Brown	Green	Lusk	Weathers	
Bulger	Hartwell	Miller	Winkler	
Burns	Higgins	Milner		—22.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 23; Nays, 0.

Yeas:

Messrs.:	Burns	Hartwell	McCain
Arrington	Cooper	Higgins	Pride
Bell	Denson	Key	Thach
Bonner	Easterly	Lusk	Wallace
Brown	Faulk	Miller	Weathers
Bulger	Green	Milner	Winkler

—23.

Nays, 0.

The bill,

S. 375. To require the courts of county commissioners and boards of revenue of the several counties of the State to prepare and publish a budget of estimated receipts and disbursements before the beginning of each year.

Was taken up.

The following amendment offered by the Committee on Judiciary, to-wit:

Amend by adding after last word of section 1, these words: "Interest on any debt owing by the county and any principal to fall due during said year."

And by inserting after section four:

Section 5. Any member of any court of county commissioners or board of revenue who violates any provision of this act shall be guilty of a misdemeanor and upon conviction shall be fined not less than one hundred dollars and not more than five hundred dollars.

And make the number "5" read "6" where it appears at the beginning of the last section.

Was adopted.

Yeas, 21; Nays, 0.

Yeas:

Messrs.:	Easterly	Judge	Miller
Arrington	Faulk	Key	McCain
Bonner	Green	Kline	Wallace
Brown	Hall	Lewis	Weathers
Bulger	Hartwell	Lusk	Winkler
Cooper	Higgins		

—21.

Nays, 0.

And said bill, as thus amended, was read a third time at length and lost.

Yeas, 11; Nays, 16.

Yeas:

Messrs.:	Easterly	Higgins	Milner	
Bonner	Green	Jones	McCain	
Bulger	Hartwell	Judge		—11.

Nays:

Messrs.:	Faulk	Key	Thach	
Bell	Hall	Lewis	Wallace	
Brown	Hill	Lusk	Weathers	
Burns	Hollis	Miller	Winkler	
Cooper				—16.

The bill,

S. 813. To amend "An act to establish a State school for teaching agriculture and domestic economy in Lineville, Alabama, to provide for the managment and control thereof, and to make appropriation to support said school," approved March 31, 1911.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment.

Yeas, 20; Nays, 4.

Yeas:

Messrs.:	Hall	Key	Miller	
Bell	Hill	Kline	McCain	
Brown	Hollis	Lee	Thach	
Bulger	Jones	Lewis	Wallace	
Burns	Judge	Lusk	Weathers	
Easterly				—20.

Nays:

Messrs.:	Denson	Faulk	Winkler	
Bonner				—4.

The bill,

H. 986. To provide for the distribution of the deposit of mutual aid or industrial associations or corporations with the insurance commissioner, where they cease to do business, and re-insure their policy holders at the time

they cease to do business and to make the duly certified statement to that effect sufficient evidence to authorize the insurance commissioner to act.

Was read a third time at length and passed.

Yeas, 22; Nays, 0.

Yeas:

Messrs.:	Ellis	Jones	Milner
Arrington	Faulk	Judge	McCain
Brown	Green	Kline	Thach
Bulger	Hall	Lee	Weathers
Burns	Higgins	Lewis	Winkler
Easterly	Hollis	Lusk	—22.

Nays, 0.

The bill,

H. 1391. To make an appropriation of thirty-two hundred and fifty dollars for the better equipment of the Elmore county high school, and to reimburse the local building committee of such school for moneys advanced in construction already made.

Was read a third time at length and passed.

Yeas, 17; Nays, 2.

Yeas:

Messrs.:	Green	Kline	McCain
Bonner	Hall	Lewis	Thach
Bulger	Hartwell	Lusk	Wallace
Cooper	Hollis	Miller	Weathers
Easterly	Jones		—17.

Nays:

Messrs.:	Higgins	Milner	—2.
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The bill,

S. 296. To authorize persons, firms or corporations owning lands on which are carried on or about to be carried on the business of mining, manufacturing or quarrying, and persons, firms or corporations carrying on or about to carry on the business of mining, manufacturing or quarrying, to acquire by condemnation or the power of eminent domain lands for ways, and rights of

ways for railways, tramways, canals, aqueducts, tunnels, underground passages, entries, tipples and roads whereby to connect any part of their lands or works with their principal, place of business or with any public road, railroad or navigable waters or with their mines on other lands.

Was read a third time at length and passed.

Yeas, 24; Nays, 0.

Yeas:

Messrs.:	Cooper	Higgins	Miller
Arrington	Denson	Hollis	Milner
Bell	Easterly	Kline	McCain
Bonner	Faulk	Lee	Thach
Brown	Green	Lewis	Wallace
Bulger	Hall	Lusk	Weathers
Burns			—24.

Nays, 0.

The bill,

H. 1063. For the relief of T. H. Pearson, of Marengo county, Alabama.

Was taken up.

The following amendment offered by Mr. Cooper, to-wit:

Amend the bill by striking out the words "one thousand" where they appear in said bill and insert in lieu thereof the words "five hundred."

Mr. Lewis moved to lay said amendment upon the table, which motion was lost.

Yeas, 11; Nays, 13.

Yeas:

Messrs.:	Easterly	Higgins	Miller
Bell	Faulk	Kline	McCain
Denson	Hartwell	Lewis	Faulk
			—11.

Nays:

Messrs.:	Hall	Lusk	Wallace
Brown	Jones	Milner	Weathers
Cooper	Key	Pride	Winkler
			—13.

Pending the further consideration of said amendment,

RECESS.

On motion of Mr. Winkler, at the hour of 1:10 P. M., the Senate took a recess until 3 o'clock this afternoon.

AFTERNOON SESSION—FORTY-FIRST DAY.

Friday, September 3, 1915.

The Senate reassembled at 3 o'clock P. M.

ROLL CALL.

On a call of the roll 24 Senators answered to their names, a quorum of the Senate.

INTRODUCTION OF BILLS.

Upon a call of districts bills were introduced, severally read one time and referred to appropriate standing committees, as follows:

By Mr. Hill:

S. 876. To limit costs in civil suits other than unlawful detainer suits involving not more than fifty dollars (\$50.00) brought or instituted in inferior courts located or established in counties having a population of not less than 80,000 nor more than 100,000 according to the last Federal census or any subsequent Federal census.

Committee on Judiciary.

By Mr. Jones:

S. 877. To require all moneys collected for special purposes to be kept separate and apart from moneys collected or paid into the State treasury for other purposes, and to make unlawful the payment of warrants from funds collected for special purposes other than warrants drawn against such special fund.

Committee on Finance and Taxation.

By Mr. Green:

S. 878. To amend section 36 of an act "To create a banking department of the State of Alabama and through this department to regulate, examine and super-

wise banks and banking, and to punish certain prohibited acts relating thereto," approved March 7, 1911.

Committee on Banking and Insurance.

REPORTS OF COMMITTEES.

Mr. Easterly, Chairman of the Standing Committee on Public Health, reported that said committee, in session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to-wit:

By Mr. Davie:

H. 1413. To amend section 7564 of the Criminal Code of Alabama.

By Mr. Chamberlain:

H. 1363. To amend section 718 of the printed Code of Alabama of 1907.

Mr. Elrod, Chairman of the Standing Committee on Fish, Game and Forestry, reported that said committee, in session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to-wit:

By Mr. Gordon:

H. 973. To provide for the further protection of fish, to prevent the taking, catching, having in possession, selling or offering for sale, fish of the fresh water species at any time between the first day of April and the 15th day of June, of each year, and to provide penalties for the violation of this act, in Escambia county, Alabama.

By Mr. Grayson of Mobile (by request):

H. 1135. To amend the game laws of the State of Alabama in so far as they apply to the county of Mobile, State of Alabama.

Mr. Hartwell, Chairman of the Standing Committee on Finance and Taxation, reported that said committee, in session, had acted on the following bill and ordered same returned to the Senate with a favorable report, and it was read a second time and placed on the calendar, to-wit:

By Mr. Moore (with amendment) :

H. 1232. To amend section 1856 of the Code of Alabama.

REPORT FROM COMMITTEE ON ENGROSSED BILLS.

Mr. President:

Your Standing Committee on Engrossed Bills, beg leave to report that said committee, in session, have examined and compared the following engrossed bills with the originals and find same correctly engrossed, to-wit:

S. 387. To abolish the jury commission of Tallapoosa county and to require the court of county commissioners of said county to perform all the duties required by law of said jury commission.

S. 559. Proposing an amendment to section 11 of the Constitution of Alabama so as to provide for verdicts by juries in civil and misdemeanor cases by the concurrence of nine or more jurors signing the verdict.

S. 560. Proposing to the people an amendment to the Constitution of the State authorizing and empowering a majority of the members of the Senate and a majority of the House of Representatives, when not in session, to convene themselves in extra session as a Legislature.

S. 787. To annul, remit and cancel an alleged indebtedness claimed by the county of Shelby against A. H. Merrell in a suit pending in the circuit court of said county.

S. 819. To require the members of the board of revenue or county commissioners of Autauga county to give a bond for the faithful performance of their duties before entering upon the discharge of the same.

S. 820. To regulate and provide for the payment of claims against the fine and forfeiture fund of Autauga county.

S. 846. To amend section 900 of the Code of Alabama.

S. 254. To provide for the more efficient regulation and supervision of the business of insurance in this State.

S. 298. To ratify and confirm the contracts and agreements made by Governor Emmet O'Neal during

his administration as Governor for employment of special counsel for the State, and the payments made for and on account thereof, and to provide for the payment of such services as have been rendered, and for which payment has not been made.

S. 444. To create a State harbor commission to be known as the "State harbor commission," define its jurisdiction, powers and duties, and prescribe the mode of procedure and penalties for violation of this act and to repeal all laws in conflict therewith.

W. J. Price,
Chairman.

UNFINISHED BUSINESS.

The Senate proceeded to consider the unfinished business of the morning session, which was the amendment to

H. 1063, offered by Mr. Cooper.

Said amendment was considered and lost.

Yeas, 10; Nays, 21.

Yeas:

Messrs.:	Bulger	Lee	Wallace	
Bonner	Faulk	Lusk	Winkler	
Brown	Key	Pride		—10.

Nays:

Messrs.:	Elrod	Hollis	Miller	
Bell	Green	Jones	Milner	
Burns	Hall	Judge	McCain	
Denson	Hartwell	Kline	Thach	
Easterly	Higgins	Lewis	Weathers	
Ellis	Hill			—21.

Said bill was then read a third time at length and passed.

Yeas, 23; Nays, 8.

Yeas:

Messrs.:	Elrod	Hill	Lewis	
Bell	Faulk	Hollis	Miller	
Bulger	Green	Holmes	Milner	
Denson	Hall	Jones	McCain	
Easterly	Hartwell	Judge	Thach	
Ellis	Higgins	Kline	Weathers	
				—23.

Nays:

Messrs.:	Key	Lusk	Wallace
Bonner	Lee	Pride	Winkler
Burns			

—8.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has concurred in and adopted the report of the Committee of Conference on the disagreement of the two Houses on the Senate amendment to

H. 913. To fix the compensation or salaries to be paid the sheriff, the judge of probate, the tax collector, the tax assessor, the clerk of the circuit court, the clerk of the criminal court, and the register in chancery of Jefferson county, and to regulate the payment of the same; and to provide for the selection of clerical and other assistance to said officers, and the manner of fixing their compensation and paying the same, and to provide rules and regulations for the conduct and operation of such offices made necessary by changing the method and basis of compensation of such officers, and to prescribe when said act shall go into effect.

Said conference report being as follows:

To the Speaker of the House:

Your Committee of Conference on the Senate amendments to House bill 913, beg leave to report as follows:

We recommend that the House concur in Senate amendment No. 1.

That the House concur in Senate amendment No. 3.

That the Senate recede from amendment No. 2.

That the Senate recede from amendment No. 4.

W. W. Hill,
Thos. J. Judge,
Jas. H. Pride,

Committee of Conference on part of the Senate.

D. R. Copeland,
Jno. B. Weakley,
Isadore Shapiro,

Committee of Conference on the part of the House.

And sends same herewith to the Senate.

W. F. Herbert,
Clerk.

CONFERENCE REPORT.

On motion of Mr. Judge, the Senate concurred in and adopted the report of the Committee of Conference on the disagreement of the two Houses on the Senate amendments to

H. 913—(The title to which is set out in the foregoing message from the House).

Yeas, 20; Nays, 0.

Yeas:

Messrs.:	Faulk	Hill	Milner
Bell	Ellis	Hollis	McCain
Bonner	Elrod	Kline	Pride
Brown	Green	Lusk	Thach
Burns	Hartwell	Miller	Weathers
Denson			—20.

Nays, 0.

Which was a majority of the whole number elected to the Senate.

REPORT FROM COMMITTEE ON ENROLLED BILLS.

Mr. President:

Your Standing Committee on Enrolled Bills, beg leave to report, that said committee in session, have compared the following enrolled bills with the engrossed and original bills, respectively, and find same correctly enrolled, to-wit:

S. 230. To amend section 4897 of the Code of Alabama of 1907 (relates to partial payment of mortgage debt entered).

S. 366. To establish and regulate good roads day in Alabama.

C. H. Miller,
Chairman.

SIGNING OF BILLS.

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dis-

pensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the Secretary of the Senate, signed the following bills:

S. 230. To amend section 4897 of the Code of Alabama of 1907 (relates to partial payment of mortgage debt entered).

S. 366. To establish and regulate good roads day in Alabama.

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and adopted the following joint resolution:

H. J. R. 220. Relative to congratulating President Woodrow Wilson on securing from the government of Germany a guarantee to safeguard the lives of non-combatants traveling on liners of belligerents.

And sends same herewith to the Senate.

W. F. Herbert,
Clerk.

HOUSE MESSAGE.

On motion of Mr. Bonner, and under a suspension of the rules, the Senate concurred in and adopted H. J. R. 220 (the title to which is set out in the foregoing message from the House).

REPORT FROM COMMITTEE ON ENGROSSED BILLS.

Mr. President:

Your Standing Committee on Engrossed Bills, beg leave to report that said committee, in session, have examined and compared the following engrossed bills with the originals and find same correctly engrossed, to-wit:

S. 296. To authorize persons, firms or corporations owning lands on which are carried on or about to be carried on the business of mining, manufacturing or quarrying, and persons, firms or corporations carrying on or about to carry on the business of mining, manufacturing or quarrying, to acquire by condemnation or the power of eminent domain lands for ways, and rights of ways for railways, tramways, canals, aqueducts, tun-

nels, underground passages, entries, tipples and roads whereby to connect any part of their lands or works with their principal place of business or with any public road, railroad or navigable waters or with their mines on other lands.

W. J. Price,
Chairman.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bills:

H. 1378. To amend section two of an act entitled "an act to amend the Constitution of the State of Alabama so as to permit the issuance of bonds for the retirement of the floating debt of the State.

H. 1369. To authorize the Governor to issue and sell one million five hundred thousand dollars of five per cent coupon bonds of the State of Alabama in denominations of five hundred dollars each bearing interest at the rate of five per cent per annum, and to prescribe the manner in which said bonds are to be sold.

By Mr. Copeland:

H. 1056. In relation to the Alabama Home of Refuge, a State training school for white girls, and to further regulate and provide for its powers, government, enlargement and relocation; providing for change of name and authorizing judges of municipal courts or recorders of towns and cities to commit girls thereto; regulating the formation of the board of managers, and the filling of vacancies in the board; making an appropriation for suitable grounds or land, and for the erection thereon, and equipping suitable and adequate buildings for said training school; authorizing the sale or exchange of present property of the institution, and the use of the proceeds; making it unlawful to induce, assist or otherwise cause any girl to leave the school, without the consent of the superintendent or officer in charge or to escape therefrom, and providing penalties.

And sends same herewith to the Senate without engrossment.

W. F. Herbert,
Clerk.

HOUSE MESSAGES.

The House bills in the foregoing House message were severally read once and referred to appropriate standing committee as follows:

H. 1378, 1369, 1056, to the Committee on Finance and Taxation.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has concurred in the Senate amendment to H. 1428. To provide for elections, to authorize any county in the State and any school district now existing or hereafter formed in any county, to levy and collect a special county tax for public school purposes, not exceeding thirty cents (30c) on each one hundred dollars (\$100) worth of taxable property in such county and in such school district.

W. F. Herbert,
Clerk.

RETURN AND RE-COMMITMENT OF BILL.

Mr. Easterly, Chairman of the Standing Committee on Public Health, returned to the Senate

S. 865. To amend sections 702 703, subdivisions (a) (e) (h) and (j) of section 710, 713, 716 and 723, of the Code of article 1, chapter 22 of the Code. Health Laws and Regulations.

With a request that the same be re-referred to the Committee on Revision of Laws.

And in pursuance of said request, the President of the Senate re-referred said bill to the Standing Committee on Revision of Laws.

RESOLUTION.

Mr. Green offered the following resolution:

S. J. R. 163. Resolved by the Senate, the House concurring, That when the Legislature adjourns today, we adjourn to meet Tuesday morning, September 7th, at 9 o'clock.

Which was, under a suspension of the rules, adopted.

MESSAGE FROM THE HOUSE.

Mr. President:

The Speaker of the House having signed the following House bills, your signature thereto is requested:

H. 608. To amend section (2) of an act entitled "An act to create the office of assistant solicitor for the county of Mobile, prescribe his duties, fix his salary and provide for the method of selection for said office and the taxation as cost of solicitor fees where the said assistant solicitor prosecutes and the defendant is convicted," approved February 18, 1911.

H. 986. To provide for the distribution of the deposit of mutual aid or industrial associations or corporations with the insurance commissioner, where they cease to do business, and re-insure their policy holders at the time they cease to do business and to make the duly certified statement to that effect sufficient evidence to authorize the insurance commissioner to act.

H. 1391. To make an appropriation of thirty-two hundred and fifty dollars for the better equipment of the Elmore county high school, and to reimburse the local building committee of such school for moneys advanced in construction already made.

W. F. Herbert,
Clerk.

SIGNING OF BILLS.

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the Secretary of the Senate, signed the following bills:

H. 608. To amend section (2) of an act entitled "An act to create the office of assistant solicitor for the county of Mobile, prescribe his duties, fix his salary and provide for the method of selection for said office and the taxation as cost of solicitor fees where the said assistant solicitor prosecutes and the defendant is convicted," approved February 18, 1911.

H. 986. To provide for the distribution of the deposit of mutual aid or industrial associations or corporations

with the insurance commissioner, where they cease to do business, and re-insure their policy holders at the time they cease to do business and to make the duly certified statement to that effect sufficient evidence to authorize the insurance commissioner to act.

H. 1391. To make an appropriation of thirty-two hundred and fifty dollars for the better equipment of the Elmore county high school, and to reimburse the local building committee of such school for moneys advanced in construction already made.

REPORT OF CONFERENCE COMMITTEE ON SENATE BILL 461.

Mr. President:

Your Committee on Conference on Senate bill 461 beg leave to submit the following report:

Your committee recommend that the House recede from the following amendments:

Amendment by Mr. Johnson of DeKalb as follows: "To amend road number 6 so as to read as follows: Beginning at Sulphur Springs on the Alabama and Georgia State line, and run in a southward course to Valley Head, Sylva, Tenbrook, Crossville and to intersect road number 5 at Albertville, in lieu of going from Valley Head to Fort Payne, Collinsville, and to intersect road number two at Attalla."

Also, amendment by Mr. Tunstall as follows: "Amend by striking out of section 1, line 39, Marion to a point on road number three near Marion Junction, and insert Uniontown to a point on road number three."

Also, amendment by Mr. Sumner as follows: "Amend Senate bill No. 461 by adding to that paragraph of said bill describing trunk line road number seven the following words: That certain road described as beginning at Eutaw and extending southwesterly to a point three miles west of Epes to where it intersects the road herein described from Gainesville to Livingston."

Also, amendment by Mr. Grady as follows: "Amend Senate bill number 461 by striking out all of line ten and down to the word Opelika in line eleven on second page of said bill and insert in lieu thereof the following road number 13: That certain road described as beginning at a point on road number 19 at Roanoke and extending

southward to Opelika by way of Welsh Stroud, Five Points, Buffalo, LaFayette (county seat), Moorefield and Oakbowery."

Your committee further recommend the adoption of the following House amendments:

Substitute for amendment offered by Mr. Brindley, as follows:

"Amend section 1 of Senate bill 461 by striking out all the words included in section 1 between the words "road number 2 and road number 3," and inserting in lieu thereof the following: That certain road described as beginning at the Alabama-Georgia State line where road from Edwardsville, Ala., to Tallapoosa, Georgia crosses said line extending westward to Heflin, Anniston, Alexandria, Gadsden, Ashville, Springville, Birmingham, Bessemer, Tuscaloosa, Reform to Alabama-Mississippi State line near McCrary, Miss."

Also, amendment by Mr. Grayson of Madison as follows: "Amend Road No. 4 by inserting between the words Huntsville and Paint Rock the words Brownsborough and Gurley."

Also, amendment by Mr. Carlisle as follows: Amend Senate bill No. 461 by adding the following: "Road No. 33—That certain road described as beginning at Clayton and extending northwest to Mt. Andrew, thence north to James, thence in a northwesterly direction to Union Springs, to Bughall, Shopton, and to Downing in Montgomery county, thence to Montgomery, Ala."

Your committee further recommend the adoption of the following amendments offered by your Committee on Conference, and that the Senate adopt said amendments and the House concur therein:

Conference Committee amendment No. 1: Amend Senate bill No. 461 by adding the following: "Road No. 34—That certain road beginning at Anniston, Ala., and extending westward to Lincoln, Truss' Ferry, Pell City, Cropwell, Vincent, Wilsonville, Columbiana, to Calera.

Conference Committee amendment No. 2: Amend Senate bill No. 461 by striking out the following in Road No. 18: "That certain road described as beginning at a point on Road No. 8 south of Hamilton and extending to Sulligent, Vernon, Millport, to Reform, and insert in lieu thereof the following: "Road No. 18: That certain

road described as beginning at Hamilton and extending to Detroit, Sulligent, Vernon, Millport and Reform."

Conference Committee amendment No. 3: Amend road No. 14 to read as follows: "That certain road described as beginning at Guntersville and extending south to Blountsville, Cleveland, Addville, Selfville, Pinson to Birmingham."

Conference Committee amendment No. 4: Amend road No. 27 by striking out the word "Newberne" where it occurs therein.

Conference Committee amendment No. 5: Amend road No. 6 to read as follows: Beginning at Albertville, Ala., and extending to Crossville, Geraldine, Fyffe, Sylvania, Valley Head, to the Alabama-Georgia State line near Sulphur Springs, Ga.

Your Committee on Conference recommends that the above report as written be substituted in lieu of the former report of your Committee on Conference.

Respectfully submitted,

J. T. Denson,

R. B. Burns,

W. H. Elrod,

Committee on the part of the Senate.

Fred Fite,

R. J. Goode, Jr.,

M. T. Sumner,

Committee on the part of the House.

CONFERENCE REPORT.

On motion of Mr. Denson the Senate concurred in and adopted the foregoing report from the Committee of Conference on the disagreement of the two Houses on the House amendments to S. 461, as therein set out.

Yeas, 20; Nays, 0.

Yeas:

Messrs.:	Green	Key	Pride
Brown	Hartwell	Lee	Thach
Burns	Hollis	Lusk	Wallace
Cooper	Holmes	McCain	Weathers
Denson	Jones	Price	Winkler
Elrod			

—20.

Nays, 0.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bill:

H. 1474. To dissolve the municipal corporation of High Note, Geneva county, Alabama.

And sends the same herewith to the Senate.

W. F. Herbert,
Clerk.

HOUSE MESSAGES.

The House bill in the foregoing House message was read once and referred to appropriate standing committee as follows:

H. 1474, to the Committee on Municipalities and Municipal Organizations.

STATE OF ALABAMA.
EXECUTIVE DEPARTMENT.
MONTGOMERY.

September 3, 1915.

Mr. President:

I am directed by the Governor to convey to the Senate a message in writing.

Respectfully,
W. E. Henderson,
Private Secretary.

To the Senate and House of Representatives:

There being only nine legislative days ahead of you, it becomes advisable that you should, without delay, get under headway such measures as you think would result beneficially to the State.

There is no one particular feature of government that is subject to more abuse and from which more dissatisfaction and complaint arises than from our financial system. We are now experiencing the effects of the lack of wisdom and discernment displayed by past legislatures in a deficit in our State's affairs that is preventing your body from displaying a substantial interest in the institutions of the State by way of appropriations.

During the first part of your session I brought to your attention the advisability of finally bringing the State's affairs on a sound financial basis by having you take steps that would place the State upon the budget system. This cannot be done by legislative enactment alone, because the tendency of each succeeding legislative body is to discredit its predecessors and to show a marked unwillingness to be bound by actions of those who have previously occupied similar positions and who were clothed with similar power and responsibility. Our fundamental law should require this system, and it should be sufficiently rigid as to require each Legislature to give and appropriate the funds only in keeping with the annual revenues of the State. The measure proposed to bring about this result was a constitutional amendment and it was the intention that it should be submitted at the same time the proposed amendment authorizing the issuance of one and one-half million dollars of bonds for the purpose of paying the current obligations of the State. This proposed measure placing Alabama irrevocably upon the budget system would give confidence to the people in the belief that their funds would be intelligently and efficiently handled hereafter, and they would readily and willingly vote authorizing the bond issue and provide for the State's past due obligations.

If this system had been in vogue during the present session of the Legislature it would have saved the State practically half the expense of the present session by relieving it of a great amount of investigation which it has undertaken. It would be of greater value to the State than the total amount of the bond issue that the present Legislature has authorized and which is to be voted on at the same time that this proposed amendment should be submitted. It would protect the revenues of the State before they come into the hands of the Legislature instead of waiting until they are dissipated and causing the Legislature to quarrel over them after they have been expended.

We cannot lay too much stress upon this one feature of our present government, because it is at the bottom of the greater part of our financial necessities and troubles. No action of this Legislature would receive greater

commendation from the people of the State than an act that would permanently place the financial affairs of the State upon the budget system.

Chas. Henderson,
Governor.

GOVERNOR'S MESSAGE.

The foregoing message from the Governor was read at length and ordered spread upon the Journal and the Secretary was directed to have 500 copies printed for the use of the Senate.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bill:

H. 1568. To repeal sections one (1) and two (2) of an act entitled an act to regulate the issue of garnishments before justices of the peace in the county of Escambia, approved February 1st, 1895.

With notice and proof hereto attached and herewith exhibited as follows:

NOTICE.

Notice is hereby given that an act will be introduced in the Legislature of Alabama at its present session as follows:

AN ACT

To be entitled "An act to repeal sections one (1) and two (2) of an act entitled an act 'To regulate the issue of garnishment before justices of the peace in the county of Escambia,' approved February 1st, 1895."

Section 1. Be it enacted by the Legislature of Alabama, That sections one (1) and two (2) of an act "To regulate the issue of garnishment before justices of the peace and notaries public ex-officio justices of the peace in the county of Escambia," approved February 1st, 1895, be, and the same are hereby repealed.

The State of Alabama, }
Escambia County. }

Before me, John D. Leigh, a notary public, in and for said State and county, personally appeared W. D. Sowell, who being by me first duly and legally sworn, on oath deposes and says, that he is the owner, editor and publisher of the Pine Belt News, a weekly newspaper, published at Brewton, in the county of Escambia and State of Alabama, and that the notice hereto attached marked "Exhibit A." and ~~thereby made a part of this affidavit.~~ was published in said newspaper for four successive weeks, and being in the issues of said newspaper, as follows: August 5th, August 12, August 19 and August 26th, 1915.

W. D. Sowell.

Sworn to and subscribed before me on this the 27th day of August, 1915.

John D. Leigh,
Notary Public.

And sends same herewith to the Senate without engrossment.

W. F. Herbert,
Clerk.

HOUSE MESSAGES.

The House bill in the foregoing House message was read once and referred to appropriate standing committee as follows:

H. 1568, to the Committee on Revision of Laws.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has concurred in and adopted S. J. R. 163 relative to the adjournment of the two Houses until Tuesday morning 9:00 o'clock A. M., September 7th, 1915.

W. F. Herbert,
Clerk.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has passed the following Senate bill:

S. 821. To abolish the office of treasurer of Geneva county, to require the county funds to be deposited in some national or State bank, or with some individual, in the county of Geneva, as the commissioners' court of said county of Geneva may elect, and to provide for the custody of such funds.

And returns same herewith to the Senate.

W. F. Herbert,
Clerk.

CONSIDERATION OF SPECIAL ORDER.

The Senate proceeded to consider the special order,

S. 446. To grant to the State harbor commission lands in the Bay of Mobile, and authority to improve the same and extend wharves and terminals therefrom into the adjacent waters.

The following substitute offered by the Committee on Finance and Taxation, to-wit:

A BILL TO BE ENTITLED AN ACT

To grant to the State harbor commission lands in the Bay of Mobile, and authority to improve the same and extend wharves and terminals therefrom into the adjacent waters."

Be it enacted by the Legislature of Alabama:

Section 1. That whereas the lands heretofore covered by the waters of Mobile Bay have devolved upon the State of Alabama; and

Whereas, in the northwestern portion of the bay of Mobile, within the police jurisdiction of the city of Mobile, certain islands have been raised upon the said bottom of said bay in the course of the dredging operations of the United States government in the improvement of the ship channel in Mobile Bay in the interest of navigation; and

Whereas, the said islands with their shallows and adjacent bottom, afford a convenient site for the building up and improvement of publicly owned terminals, and

for other public uses in the aid of commerce and navigation:

Now, therefore, these islands lying within a space of three miles, measured southwardly from the mouth of Mobile river on its west side, and the shallows intervening between the same, which connects with the south line of the property of the N. O. M. & C. R. R., be and the same are hereby granted to the State harbor commission for the creation of public terminals, wharves, docks and quays, warehouses or other adjuncts to commerce; and in connection therewith there is granted hereby to the said State harbor commission full power and authority to enter upon and place upon said islands and shallows so granted and within the waters lying on each side of said islands and of the shallows between the same, wharves, docks, piers, and all structures needful for convenient use of the same, in the aid of commerce.

This bill to become operative only after the passage of the amendment to the constitution entitled "An act to authorize the State harbor commission of the port of Mobile to issue five million dollars (\$5,000,000.00) of bonds not exceeding six (6) per cent which shall be exempt from taxation; to authorize the exchange of so many of said bonds as may be necessary to retire valid outstanding obligations of said State harbor commission, and to provide for the sale of the remainder thereof; to provide for the payment of the principal and interest of said bonds and the disposition of the proceeds thereof; to define the powers and duties of the State harbor commission of the port of Mobile and the treasurer of the State of Alabama in relation thereto; to continue said State harbor commission in existence until the payment of said bonds and to submit to the people an amendment to the constitution of the State of Alabama authorizing the issue of said bonds and ratifying the provisions of this act.

Mr. Hartwell offered the following amendment to said substitute, to wit:

Amend by inserting after the words "now therefore," line 11, page 1, the following words, "so much of."

Amend also by inserting after the words "N. O. N. & C. R. R.," in line 13, page 1, the following words, "as may be improved."

Amend further by inserting after the words "hereby granted," in line 14, the following: "Leased for a period of twenty years."

Amend further by striking out the last paragraph beginning with line 3, page 2.

Amend further by adding the following paragraph: "All laws or parts of laws in conflict with the provisions of this act are hereby repealed."

If any section or provision of this act is held unconstitutional, it shall not invalidate any other section under this act."

Which was adopted.

And said substitute, as thus amended, was adopted.

Yeas, 18; nays, 0.

Yeas:

Messrs.:	Faulk	Key	Thach
Arrington	Hall	Kline	Wallace
Bulger	Hartwell	Lusk	Weathers
Easterly	Higgins	Miller	Winkler
Ellis	Hollis	Pride	—18.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed, and ordered sent forthwith to the House without engrossment.

Yeas, 15; nays, 4.

Yeas:

Messrs.:	Easterly	Key	Miller
Arrington	Green	Kline	Thach
Bulger	Hartwell	Lee	Wallace
Burns	Hollis	Lewis	Winkler
			—15.

Nays:

Messrs.:	Lusk	Milner	Weathers
Faulk			—4.

The bill:

S. 485. To establish a budget system for the State of Alabama.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment.

Yeas, 22; nays, 0.

Yeas:

Messrs.:	Easterly	Higgins	McCain
Bonner	Ellis	Key	Pride
Brown	Faulk	Kline	Thach
Bulger	Green	Lusk	Wallace
Burns	Hall	Miller	Weathers
Denson	Hartwell	Milner	—22.

Nays, 0.

The bill:

S. 328. To amend an act entitled an act to provide a stenographer for the Supreme Court reporter, to fix the salary of the same, and to make appropriations to pay said salary.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment.

Yeas, 18; nays, 0.

Yeas:

Messrs.:	Faulk	Kline	Pride
Brown	Green	Lewis	Wallace
Bulger	Hall	Lusk	Weathers
Burns	Hollis	Miller	Winkler
Denson	Key	Milner	—18.

Nays, 0.

The bill:

S. 329. To create the office of Reporter of decisions, provide for his appointment, and fix his compensation.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment.

Yeas, 19; nays, 0.

Yeas:

Arrington	Brown	Easterly	Green
Messrs.:	Burns	Ellis	Judge
Bonner	Denson	Faulk	Key

Kline	Lusk	Pride	Wallace
Lewis	Miller	Thach	Weathers

—19.

Nays, 0.

The bill:

S. 59. Relating to the liability of master or employer to their employees for injuries received by the employees while in the service of the employer or master.

Was taken up.

Mr. Bonner moved that said bill and amendment offered by the committee be laid upon the table, which motion prevailed, and said bill and amendment was laid upon the table.

Yeas, 19; nays, 8.

Yeas:

Messrs.:	Bulger	Hall	Milner
Arrington	Burns		Pride
Bell	Ellis	Hollis	Thach
Bonner	Faulk	Key	Wallace
Brown	Green	Lee	Weathers

—19.

Nays:

Messrs.:	Judge	Lewis	Miller
Denson	Kline	Lusk	Winkler
Higgins			

—8.

Mr. Bonner moved that the vote by which said bill S. 59, and the amendments thereto was laid upon the table be reconsidered, which motion was lost.

The bill:

S. 533. To provide for the appointment of an official stenographer by each circuit judge in Alabama; fix their compensation; define their duties and provide for special stenographers in certain cases.

Was taken up.

The following substitute was offered by the Committee on Judiciary, to wit:

Substitute for S. 533:

A Bill to be Entitled
AN ACT

To provide for the appointment of an official court reporter by each circuit judge in Alabama; to fix their compensation; define their duties; and provide for special reporters in certain cases.

Section 1. Be it enacted by the Legislature of Alabama, that each of the judges of the circuit courts of this State is hereby authorized and directed to appoint a competent short-hand writer to perform the duties of official court reporter of their several circuits not otherwise provided with an official court reporter, but no two or more judges shall appoint the same official court reporter; that no person shall be appointed official or special court reporter under the provisions of this act who is not able to correctly report in short hand the proceedings of all trials as the same may occur, and neatly and expeditiously transcribe the testimony taken by him; said official reporter shall be an officer of court, and within his circuit shall have the power to administer oaths, and to take acknowledgments to deeds, mortgages and other papers; and he shall hold office for the term of the judge appointing him, and until his successor is appointed and qualified. Provided, that the judge of said court shall at any time have power to remove such official court reporter.

Sec. 2. It shall be the duty of such official court reporter to attend the sessions of the courts of the circuit of which he is official court reporter in person (except as herein otherwise provided) and to take full stenographic notes of the oral evidence and proceedings, except arguments of counsel, in every case in such courts as the presiding judge shall direct or any party thereto may request to be reported, and must also note the order in which all written documentary evidence is introduced, all objections and the ruling of the court thereon, and exceptions which may be reserved thereto. The original notes taken by such official court reporter shall be preserved by him and shall be treated as a part of the records of said court, and on his retirement from office shall be turned over to

the several clerks. He shall, when directed by the presiding judge, attend the grand jury in its investigations and take notes of testimony before it as may be directed, which notes shall be filed with the clerk of the court where taken; and for transcribing such notes taken before the grand jury said official reporter shall be paid as herein provided for other transcripts, by the county in which said notes are taken. He shall furnish within thirty days to any party to a cause reported by him demanding the same in writing, a typewritten transcript of his notes or any part thereof, upon the payment of a transcript fee of ten cents for each hundred words thereof, and for each additional copy to be made at the same time, five cents for each hundred words thereof. That in all cases where directed by the presiding judge such official reporter shall furnish one typewritten copy to be filed with the clerk of said court free of charge.

Sec. 3. Should any official reporter herein provided for, on account of sickness or any other cause, be unable to report the testimony on any trial as provided in this act, the judge of the court shall have the authority to appoint a special reporter to serve until the official reporter can resume his duties in such court, the compensation of such special reporter to be the same, and paid in like manner, as herein provided for official reporters.

Sec. 4. That in all cases reported by the official reporter or special reporter, there shall be taxed as a part of the costs of the case, a fee of five dollars for each day or fraction thereof that said reporter shall be engaged in said case, to be collected as other costs, and when such fee is collected it shall be paid by the clerk into the county treasury of said county in which said case is tried and reported.

Sec. 5. That said official reporter shall receive a salary of twelve hundred dollars per annum, payable in monthly installments by the counties composing the circuit, each county to pay its pro rata of such salary based upon the number of weeks that said official reporter is in attendance upon the courts held in such county, the amount thus due by each county to be cer-

tified by the judge of said court to the clerk of said court in each county, who shall issue a certificate to such official reporter for such amount, stating the month for which the same is due, and the same shall be paid by the treasurer of the county out of the general funds of the county, on presentation, as jurors' certificates are now paid.

Sec. 6. That before any official or special reporter shall enter upon the discharge of his duties, he must subscribe to an oath to support the constitution and laws of the State of Alabama, and to faithfully discharge all the duties of such office.

Sec. 7. That all stationery and supplies to be used by such official or special reporter in their capacity as such shall be furnished and paid for by the county or counties composing the circuits, in the manner provided for the payment of the salaries of such official and special reporters, on requisition signed and approved by the judge of the court.

Sec. 8. That all laws in conflict with the provisions of this act are hereby expressly repealed.

Sec. 9. That this act shall become effective on the first Monday after the second Tuesday in January, 1917.

Mr. Judge offered the following amendment to said substitute, to wit:

To amend the substitute to S. 533 by adding at the end thereof the following: "That this act shall not apply to circuits composed of only one county.

Which was adopted.

Mr. Winkler offered the following amendment to said substitute, to wit:

Amend substitute 533 as follows: "That in circuits composed of five counties the stenographer shall receive a salary of fifteen hundred dollars per annum."

Mr. Lusk moved to lay said amendment on the table, which motion prevailed, and said amendment offered by Mr. Winkler was laid upon the table.

Yeas, 13; nays, 7.

Yeas:

Messrs.:	Faulk	Lee	Milner
Bell	Green	Lusk	Wallace
Bonner	Higgins	Miller	Weathers
Denson	Key		

—13.

Nays:

Messrs.:	Hartwell	Kline	Thach
Easterly	Jones	Lewis	Winkler

—7.

Mr. Lewis offered the following amendment to said substitute, to wit:

To amend section 5 of substitute to S. 533 by striking out the word "twelve," where it appears, and insert in lieu thereof the word "fifteen."

Mr. Lusk moved to lay said amendment on the table, which prevailed, and said amendment was laid upon the table.

Mr. Hill offered the following amendment to said substitute, to wit:

To amend substitute to S. 533 as follows:

Sec. 7½. The salary of stenographers composed of only one county and having two and not more than three judges shall be \$1,500.00 per annum.

Mr. Lusk moved to lay said amendment on the table, which motion prevailed, and said amendment was laid upon the table.

And said substitute, as thus amended, was then adopted.

Yeas, 24; nays, 0.

Yeas:

Messrs.:	Green	Judge	Milner
Arrington	Hall	Key	McCain
Bell	Hartwell	Kline	Thach
Bonner	Higgins	Lewis	Wallace
Denson	Hill	Lusk	Weathers
Ellis	Jones	Miller	Winkler
Faulk			

—24.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 20; nays, 0.

Yeas:

Messrs.:	Bell	Bulger	Ellis
Arrington	Bonner	Denson	Faulk

Green	Judge	Lusk	Thach
Hall	Key	Miller	Wallace
Hill	Kline	Milner	Weathers
Jones			—20.

Nays, 0

The bill:

H. 1387. To make a further appropriation to pay the per diem and mileage of members, officers and employees of the Legislature of Alabama, and other expenses thereof for the present session.

Was read a third time at length and passed.

Yeas, 20; nays, 0.

Yeas:

Messrs.:	Green	Judge	Milner
Bell	Hartwell	Key	Thach
Bonner	Higgins	Kline	Wallace
Denson	Hill	Lusk	Weathers
Easterly	Jones	Miller	Winkler
Faulk			—20.

Nays, 0.

The bill:

S. 857. To further promote temperance and suppress the evils of intemperance, and to restrict the use, consumption, receipt and possession and delivery of spirituous, vinous, malted, fermented, or other intoxicating liquors in this State, and other prohibited liquors and beverages; to prevent deliveries thereof to certain persons, and to prevent the storage or possession at defined places, to prevent evasions and to forfeit license of dealers in defined cases; to prevent the delivery of such liquors on certain days and during the hours of the day before eight o'clock in the morning, and after a defined hour in the afternoon; to prevent the use of fictitious names, and the names of others in ordering liquors, and to prescribe the method by which consignees may obtain deliveries upon making affidavit and signing receipts; and prescribing punishment for false swearing in mak-

ing such affidavit; to prevent transfers by one person to another of certain papers or documents calling for the delivery of liquors; prescribing certain facts which shall constitute prima facie evidence that certain liquors are received, or had in possession for sale or other disposition contrary to law, and restricting the quantity of liquors that may be received, had or possessed at one time, or within the period of fifteen consecutive days; and prescribing to what extent certain liquors may be received and possessed for personal or domestic use; preventing liability for non-delivery of liquors when the consignee has not made the affidavit and signed the receipt required by the act; prescribing the character and size of bottles or receptacles that must be used when certain defined quantities of liquor are received or had in possession; prescribing further regulations with reference to sale and possession of alcohol by druggists and physicians; declaring certain liquors and property to be contraband and providing for forfeiture and destruction; prescribing and regulating procedure and fixing punishment and penalties.

Was taken up.

Mr. Bonner offered the following substitute for said bill, to wit:

A Bill to be Entitled

AN ACT

To further suppress the evils of intemperence; to restrict the consumption, receipt, possession and delivery of spirituous, vinous, malted, fermented, or other intoxicating or prohibited liquors and beverages; prescribing procedure in defined cases, and fixing punishment and penalties.

Be it enacted by the Legislature of Alabama:

Section 1. That it shall be unlawful for any common or other carrier, or any other person, to deliver to any person any shipment of spirituous, vinous, malted, fermented, or other intoxicating or prohibited liquors, whether in non-prohibited shipments or otherwise, or whether brought from without the State or otherwise, or whether in original packages or otherwise, on

any Sunday or on any day before six o'clock A. M. and after five o'clock P. M.

Sec. 2. In order to prevent frauds upon the law which have been practiced, and to assure the delivery of liquors in non-prohibited quantities, and under non-prohibited conditions by carriers, or others, to be made only to bona fide consignees, or to another upon their genuine orders, it is hereby enacted that when a written order is presented to a carrier, or its delivering agent purporting to have been given by the consignee for the delivery to the person named in the written order, of liquors of the kind respectively, as named in section 1 of this act, delivery may be made, if otherwise legal, upon the following terms, and not otherwise: (1) If the carrier or its delivering agent from familiarity with the hand writing of the consignee knows the signature of the order to be genuine; or (2) if the signature thereto be attested by any one of the following officers in the county; a circuit clerk, probate judge, sheriff, or circuit judge, justice of the peace, notary public, city marshal, chief of police, city recorder or a postmaster.

Sec. 3. (A) That it shall be unlawful for any person to receive, accept delivery of, possess, or have in possession at one time, or within any period of fifteen consecutive days, whether in one or more places, or whether in original packages or otherwise, (1) more than two gallons of vinous liquors, or (2) more than five gallons (forty pints) of malted liquors or fermented liquors, such as beer, lager beer, ale, porter or other similar fermented liquors, either in bottles or other receptacles; or (3) more than two quarts of spirituous or other intoxicating liquors, or other prohibited liquors beyond those named in subdivisions 1 and 2 above; or (4) more than one kind of the three kinds of liquors as hereinabove classified, either at one time, or within said period of fifteen days, and whether in original packages or otherwise.

(B) The receipt or possession of the liquors mentioned in this section in excess of the quantities above named respectively at one time, or in fifteen consecutive days, and whether in original packages, or other-

wise, and the receipt and possession under the same circumstances of more than one kind of the three kinds of liquors as hereinabove classified, shall constitute prima facie evidence that such liquors are kept, or had in possession for sale, or other unlawful disposition.

This section shall not apply to the possession of wine, or cordial made from grapes, or other fruit grown and raised by the person making the same for his own domestic use when such person keeps such wine or cordial for his own domestic use on his own premises; and this section shall not apply to the receipt or possession of alcohol by persons who are permitted by law to possession, sell, or use the same, nor to the receipt or possession of wine for sacramental purposes when received and possessed in accordance with the rules and regulations prescribed by law.

This section is not to be construed so as to admit of the receipt, delivery, or possession at one time, or within the said period above named, of more than one kind of the three classes of liquors as above set out, to wit: (1) vinous liquors; (2) malted or fermented liquors above defined; (3) spirituous liquors, or other intoxicating or prohibited liquors.

Sec. 4. That it is hereby made unlawful to deliver any of the liquors mentioned in section 1 of this act, to or for account of any firm, partnership, corporation or association of persons; or for any person for and on account of the same, to receive or possess any of the said liquors and beverages, it being the general policy of this State to require under non-prohibited conditions that such liquors shall be delivered to and possessed by individuals only, and for personal or domestic consumption.

This section does not apply to alcohol when received or possessed according to law, or wines that are shipped to druggists to be sold for sacramental purposes as authorized by law.

Sec. 5. That when more than one quart of the liquors mentioned in section 1 of this act, or prohibited liquors, is received or had in possession, it must be in bottles or receptacles of the capacity of not less than

one quart, and when a quart or less is so received or possessed, it must be contained in one receptacle or bottle. Failure to observe these provisions, or either of them, shall constitute prima facie evidence that the said liquors are kept, or had in possession for sale, or other unlawful disposition; and it shall be unlawful to receive or possess the liquors in quantities mentioned in receptacles or bottles that do not conform to the above requirements; but this section shall not apply to malted or similar fermented liquors, such as beer, lager beer, ale, or porter.

Sec. 6. This act is not intended to modify or repeal any section of an act of the present session of the Legislature known as the Bonner Anti-Shipping Law, becoming effective February, 1915, except as to those portions that are in conflict with this act.

Sections twelve (12) and thirteen (13) of said law are intended to be superseded by section three (3) of this act, and section seventeen (17) thereof is intended to be superseded by section five (5) of this act.

If any superseding section, or part thereof, shall fail to become operative, a corresponding section, or part of a section of the said Bonner Anti-Shipping Law shall remain in effect.

Sec. 7. That no property rights of any kind shall exist in prohibited liquors and beverages, vessels, fixtures, furniture, implements, or vehicles kept or used for the purpose of violating any law for the promotion of temperance or the suppression of the evils of intemperance, nor in any such liquors when received, possessed, or stored at any forbidden place, or anywhere in a quantity forbidden by law; and in all such cases the liquors are forfeited to the State of Alabama and may be searched for and seized, and ordered to be destroyed under the rules now prescribed by law concerning contraband liquors, or by order of the judge of court after a conviction when such liquors have been seized for use as evidence.

Sec. 8. When any officer shall seize or take possession of any prohibited liquors and beverages in the enforcement of the law, he shall at once in writing make a return of his acts, with a statement of the quantity

and kind of liquors to the court or magistrate that has or secures a jurisdiction of the case; and when any such liquor is destroyed, delivered to any person, or otherwise disposed of, the officer acting in the matter shall in writing make a report of the facts to such court or magistrate.

Sec. 9. That wholesale druggists may sell alcohol in quantities not greater than five gallons at one time, to be used in the arts, or for scientific or mechanical purposes, and for all sales of alcohol except wood and denatured alcohol, they must make and file with the probate judge of the county in which the vendee resides, or does business, a statement in regard to the sale of alcohol in the form and manner now required by law when sales are made by wholesale druggists. All regulations as to the sale and use of alcohol by druggists or other authorized persons, including physicians, who are dealers in drugs in towns of less than one thousand inhabitants, shall remain in effect except as hereby modified. Any wholesale druggist or other person violating any regulation hereby prescribed shall be punished as in other cases of violating the regulations as to alcohol under the existing laws. When such statement is filed in the county of the residence of the vendee, or in which the vendee does business, it need not be filed in the county of the vendor. For filing such statements containing sales made during the month to persons residing in or doing business in a county, and recording same, the probate judge shall receive a fee of twenty-five cents as now prescribed by law for cases in which the statement is filed in the vendor's county.

Sec. 10. That when any minister, pastor or priest of a religious congregation or church desires to have shipped from outside of the State, wine for sacramental purposes in the usual religious exercises of his denomination, he may apply to the judge of probate of the county for a permit stating the amount desired, during what period, and for what purpose, and said judge if satisfied of the good faith of the application, shall grant a written permit to the applicant permitting the shipment of such amount as is shown to be reasonably necessary to be stated in the permit, for the time stated,

for such purpose, not to exceed five gallons at one time, which said permit is to be attached to the package when shipped into the State. The permit which is to be issued upon paying the probate judge fifteen cents for issuing same, may be used for only one shipment, and shall be void after twenty days from date. The carrier or party making delivery must keep a record of all such deliveries of wine for said purposes, subject to the conditions applicable to other shipments of liquor.

Sec. 11. That when any violation of this act, or any law for the promotion of temperance is threatened, or shall have occurred, the doing of or continuation or repetition of the unlawful act, or any of like kind by the offending party, may be prevented by writ of injunction out of a court of equity upon a bill filed in all respects as in cases of liquor nuisances and of violation of the law against advertising liquor; in like manner the writ of injunction may be employed to compel obedience to any rule or regulation prescribed by any such law.

Sec. 12. That if for any reason any section, paragraph, provision, clause or part of this act shall be held to be unconstitutional or invalid, that fact shall not affect or destroy any other section, paragraph, provision, clause or part of the act not in and of itself invalid, but the remaining portion shall be enforced without regard to that so invalidated.

Sec. 13. No repeal, or superseding, or modification of any existing law or ordinance resulting from this act, shall affect any existing right, remedy, defense or liability incurred, or any action or prosecution, civil or criminal, already commenced, or which may hereafter be commenced, for any offense already committed or committed prior to the taking effect of this act, or any action or prosecution enforcing a right, penalty or punishment under such repealed, superseded or modified law or ordinance, and as to all such cases, the laws and ordinances in force at the time of the taking effect of this act shall continue in force.

Sec. 14. That when an officer arrests any person in possession of an unlawful quantity or quantities of pro-

hibited liquors, or of such liquors under conditions prohibited by law, then on the conviction of such party of a violation of a city ordinance or State law, whether in the recorder's court, or State court possessing jurisdiction, a fee for making the seizure of the liquors shall be taxed up against the defendant, and paid to such officer as a part of the cost of the case, as follows:

If a seizure is made of not more than five gallons of such liquors, the fee shall be three dollars; if the seizure be of more than five gallons, and less than twenty gallons, the fee shall be five dollars; and if more than twenty gallons be seized, the fee shall be ten dollars.

Sec. 15. That any common carrier, carrier, or agent of either, or other person violating any of the provisions of this act, or failing to comply with any requirements thereof, shall be guilty of a misdemeanor, punishable by a fine of not less than fifty dollars, nor more than five hundred dollars, to which at the discretion of the court or judge trying the case may be added imprisonment in the county jail or confinement at hard labor for the county for not more than six months for the first conviction, and on the second and every subsequent conviction of a violation of any provisions of this act, the offense shall, in addition to a fine within the limitations above named be punishable by imprisonment in the county jail or at hard labor for the county for not less than three nor more than six months, to be imposed by the court or judge trying the case; and it shall be the duty of the solicitor or prosecuting attorney in all cases of indictment by the grand jury to ascertain whether or not the charge made by the grand jury is the first or subsequent offense, and if the latter, it shall be so stated in the indictment, and returned, and he shall introduce proper evidence before the trial court showing that it is a subsequent offense, and shall not be permitted to use his discretion in charging said second offense or in introducing evidence and proving the same on the trial.

Sec. 16. This act shall take effect from and after its final passage and enactment into law, the public welfare requiring it.

Mr. Lewis offered the following amendment to said substitute, to wit:

Substitute for S. 857:

A Bill to be Entitled
AN ACT

To further promote temperance and suppress the evils of intemperance, and restrict the use, consumption, receipt, and delivery of spirituous, vinous, malted, fermented, or other intoxicating liquors in this State, and other prohibited liquors and beverages.

Be it enacted by the Legislature of Alabama:

Section 1. That it shall be unlawful for any railroad company, express company, or other common carrier, or any officer, agent, or employee of any of them, or any other carrier or person, to deliver any spirituous, vinous, malted, fermented or other intoxicating liquors of any kind, or any prohibited beverages, as defined by the laws of Alabama, when brought into this State from any other State, territory or district of the United States, or place non contiguous thereto subject to the jurisdiction of the United States or from any foreign country, whether in original packages, or otherwise, to any person.

Sec. 2. All laws and parts of laws in conflict with the provisions of this act be and the same is hereby repealed.

Mr. Lusk moved to lay the substitute offered by Mr. Lewis for the substitute offered by Mr. Bonner upon the table, which motion prevailed, and the substitute offered by Mr. Lewis was laid upon the table.

Yeas, 26; nays, 1.

Yeas:

Messrs.:	Ellis	Hollis	Miller
Bell	Faulk	Jones	Milner
Bonner	Green	Judge	Thach
Brown	Hall	Key	Wallace
Bulger	Hartwell	Kline	Weathers
Denson	Higgins	Lee	Winkler
Easterly	Hill	Lusk	

—26.

Nay: Mr. Lewis.—1.

And the substitute offered by Mr. Bonner for said bill was adopted.

Yeas, 18; nays, 6.

Yeas:

Messrs.:	Easterly	Hollis	Lusk	
Bonner	Ellis	Jones	Miller	
Brown	Faulk	Key	Milner	
Bulger	Green	Kline	Wallace	
Denson	Hall	Lee		—18.

Nays:

Messrs.:	Higgins	Lewis	Winkler	
Hartwell	Judge	Weathers		—6.

PAIRS ANNOUNCED.

Mr. Thach announced that he and Mr. Pride were paired on this vote; that if Mr. Pride was present he would vote "Yea," and that he, Mr. Thach, would vote "Nay."

And said bill, as thus amended, was read a third time at length and passed, and ordered sent forthwith to the House without engrossment.

Yeas, 17; nays, 7.

Yeas:

Messrs.:	Denson	Jones	Lusk	
Bell	Ellis	Key	Miller	
Bonner	Faulk	Kline	Milner	
Brown	Green	Lee	Wallace	
Bulger	Hollis			—17.

Nays:

Messrs.:	Higgins	Judge	Weathers	
Hartwell	Hill	Lewis	Winkler	—7.

PAIRS ANNOUNCED.

Mr. Thach announced that he and Mr. Pride were paired on this vote; that if Mr. Pride was present he would vote "Yea," and he, Mr. Thach, would vote "Nay."

RECESS.

At 6:35 P. M., on motion of Mr. Milner, the Senate took a recess until 8:30.

NIGHT SESSION—FORTY-FIRST DAY.

Friday, September 3rd, 1915.

The Senate re-assembled at 8:30 o'clock P. M.

ROLL CALL.

On a call of the roll 18 Senators answered to their names, a quorum of the Senate.

BILLS ON THIRD READING.

The bill:

H. 889. To make an appropriation for feeding prisoners prior to January 18, 1915, and to provide for the payment for feeding prisoners for term ending September 30, 1915.

Was read a third time at length and passed.

Yeas, 21; nays, 0.

Yeas:

Messrs.:	Denson	Hollis	Miller
Arrington	Elrod	Judge	McCain
Bell	Faulk	Key	Thach
Brown	Green	Kline	Wallace
Bulger	Hartwell	Lusk	Winkler
Cooper	Higgins		

—21.

Nays, 0.

The bill:

H. 864. To make mandatory the working of the male county convicts of Covington county on the public roads, bridges and public works of said county, and providing therefor.

Was read a third time at length and passed.

Yeas, 21; nays, 0.

Yeas:

Messrs.:	Ellis	Jones	Miller
Arrington	Elrod	Judge	McCain
Bell	Faulk	Key	Thach
Brown	Hall	Kline	Wallace
Bulger	Hartwell	Lusk	Winkler
Denson	Hollis		

--21.

Nays, 0.

The bill:

S. 808. To fix the compensation of circuit judges, circuit solicitors and assistant solicitors in all circuits of the State of Alabama which circuits are composed of only one county and having two or more judges, or which circuits may hereafter have two or more judges, and to provide that a portion of such salaries be paid out of the county treasury of the counties constituting the respective circuits.

Was read a third time at length and passed.

Yeas, 20; nays, 0.

Yeas:

Messrs.:	Elrod	Higgins	Miller
Arrington	Faulk	Hollis	McCain
Bell	Green	Judge	Thach
Brown	Hall	Key	Wallace
Bulger	Hartwell	Kline	Winkler
Denson			

—20.

Nays, 0.

The bill,

H. 686. To create a lien in favor of any laborer or employee of any person, firm or corporation engaged in the getting, cutting, rafting, shipping, hauling or manufacturing of timber, lumber or cross-ties, and to provide for its enforcement.

Was taken up.

The following amendment offered by the Committee on Judiciary, to-wit:

Amend H. 686 by striking out the second clause in section 2 of the bill, and striking out the word "created" in

section 3, and inserting in place thereof the word "completed."

Was adopted.

Yeas, 22; Nays, 0.

Yeas:

Messrs.:	Ellis	Hollis	McCain
Arrington	Elrod	Jones	Pride
Bell	Faulk	Judge	Thach
Brown	Hall	Key	Wallace
Bulger	Hartwell	Kline	Winkler
Cooper	Higgins	Milner	—22.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 21; Nays, 3.

Yeas:

Messrs.:	Ellis	Judge	McCain
Arrington	Faulk	Key	Pride
Bell	Hall	Kline	Thach
Brown	Hartwell	Lusk	Wallace
Bulger	Higgins	Miller	Winkler
Cooper	Hollis		—21.

Nays:

Messrs.:	Bonner	Elrod	Green
			—3.

The bill,

H. 1401. To regulate the practice and procedure of courts of justice of the peace in Mobile county, and on appeal and certiorari therefrom.

Was read a third time at length and passed.

Yeas, 20; Nays, 0.

Yeas:

Messrs.:	Denson	Higgins	Lewis
Arrington	Ellis	Hill	Lusk
Bell	Elrod	Hollis	Miller
Brown	Faulk	Judge	Milner
Bulger	Hartwell	Key	Winkler
Burns			—20.

Nays, 0.

The bill,
H. 386. To regulate divorce proceedings in any of the
courts of Alabama.

Was read a third time at length and passed.

Yeas, 20; Nays, 1.

Yeas:

Messrs.:	Ellis	Hill	McCain
Arrington	Elrod	Hollis	Pride
Bell	Faulk	Judge	Thach
Brown	Hartwell	Kline	Wallace
Bulger	Higgins	Lusk	Winkler
Denson			

—20.

Nay:—Mr. Miller—1.

The bill,

S. 626. To amend section 2967 of the Code of 1907.

Was taken up.

The following substitute offered by the Committee on
Judiciary, to-wit:

A BILL TO BE ENTITLED AN ACT

To amend section 2967 of the Code of 1907.

Be it enacted by the Legislature of Alabama:

Section 1. That section 2967 of the Code of Alabama, 1907, be and the same is hereby amended so as to read as follows: The defendant in any suit commenced by attachment, or in any proceeding against him as a bankrupt, or in any suit in the chancery court in which an injunction against him is issued, may bring suit on the attachment bond, or against the plaintiffs as for a malicious prosecution, or upon the bond of the petitioning creditors, or against the petitioning creditors as for a malicious prosecution, or upon the injunction bond, or against the complainant in said chancery cause as for a malicious prosecution, in the county where the writ is levied or issued; and in case of bankruptcy, in the county where the goods, property and effects were seized or located; and in case of injunction, in the county where the injunction operated, or such suits may be brought in the county where the plaintiff in attachment, or any of

the sureties reside; and in cases of bankruptcy, where the petitioning creditors, or either of them reside; and in cases of injunction, where the complainant or any surety on his bond reside; and this provision shall apply to any causes of action which have heretofore accrued as well as will hereafter accrue.

Was adopted.

Yeas, 18; Nays, 0.

Yeas:

Messrs.:	Elrod	Higgins	Miller	
Arrington	Faulk	Hill	McCain	
Bulger	Green	Hollis	Thach	
Denson	Hall	Judge	Wallace	
Easterly	Hartwell	Kline		—18.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 18; Nays, 0.

Yeas:

Messrs.:	Easterly	Hartwell	Miller	
Arrington	Elrod	Higgins	McCain	
Bell	Faulk	Hill	Wallace	
Bulger	Green	Judge	Winkler	
Denson	Hall	Kline		—18.

Nays, 0.

RE-COMMITMENT OF BILL.

On motion of Mr. Faulk,

S. 854. To provide and create a commission form of government and to authorize the adoption of the same in all counties in the State of Alabama; to regulate the selection and election of commissioners and their terms of office and retention in and recall from office, to provide for the selection of one commissioner as president of the board, and the retention in office of certain officials; to fix the powers, duties and compensation of such commissioner; to punish improper conduct in connec-

tion with elections and petitions hereunder; to abolish the office of tax assessor, tax collector, county treasurer and all other county offices except those where courts and schools are concerned, now held under the present form of county government in said counties, that adopt or have put in force for them this commission form of government; and generally to authorize and provide for the creation and maintenance of said commission form of government.

Was re-committed to the Standing Committee on County and County Boundaries.

BILLS ON THIRD READING RESUMED.

The bill,

S. 284. To fix the salary of county superintendents of education in this State.

Was read a third time at length and lost.

Yeas, 6; Nays, 13.

Yeas:

Messrs.:	Elrod	Hartwell	Lusk	
Bulger	Faulk	Higgins		—6.

Nays:

Messrs.:	Hall	Kline	Thach	
Denson	Hill	Miller	Wallace	
Easterly	Judge	McCain	Winkler	
Green	Key			—13.

The bill,

S. 790. For the relief of Mercantile Paper Company, Montgomery Light & Water Power Company, Western Union Telegraph Company, Majors Construction Company, Alabama Machinery & Supply Company, Southern Typewriter Exchange, The Montgomery Fair, Davant Typewriter Company, L. C. Smith Brothers Typewriter Company, Remington Typewriter Company.

Was taken up.

Mr. Lusk offered the following amendment to said bill, to-wit:

Amend by adding to the bill these words:

That these matters are referred to a commission composed of the Governor, attorney general, State auditor, State treasurer, and director of archives and history, who are hereby authorized to hear evidence and pass upon said claims and make an award in writing of what may be due on these claims, and on such award the Governor shall in writing approve the same and thereupon the auditor shall issue his warrant on the treasurer in favor of the persons for the amount so awarded and ordered paid.

Which was adopted.

Yeas, 20 ; Nays, 0.

Yeas :

Messrs. :	Green	Hollis	Miller
Arrington	Hall	Judge	McCain
Bulger	Hartwell	Key	Thach
Denson	Higgins	Kline	Wallace
Easterly	Hill	Lusk	Winkler
Faulk			

—20.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 19 ; Nays, 0.

Yeas :

Messrs. :	Elrod	Higgins	Miller
Bell	Faulk	Judge	McCain
Bulger	Green	Key	Thach
Denson	Hall	Kline	Wallace
Easterly	Hartwell	Lusk	Winkler

—19.

Nays, 0.

The bill,

H. 411. To prohibit the making or the awarding of loans of money in this State by any person, firm or corporation, domestic or foreign, by any plan, program, or schedule, which involves any lottery or scheme of chance in the nature of a lottery, and to provide for any violations of this act.

Was read a third time at length and passed.

Yeas, 20; Nays, 0.

Yeas:

Messrs.:	Elrod	Higgins	Miller
Arrington	Faulk	Hill	McCain
Bell	Green	Judge	Thach
Brown	Hall	Key	Wallace
Bulger	Hartwell	Lusk	Winkler
Denson			

—20.

Nays, 0.

The bill,

S. 471. To authorize the secretary of State to sell for half price, according to the price now fixed by law, all reports published to date, codes, journals and acts of the Legislature.

Was read a third time at length and passed.

Yeas, 20; Nays, 0.

Yeas:

Messrs.:	Faulk	Hill	Miller
Arrington	Green	Judge	McCain
Bulger	Hall	Key	Thach
Denson	Hartwell	Kline	Wallace
Easterly	Higgins	Lusk	Winkler
Elrod			

—20.

Nays, 0.

The bill,

S. 838. Regulating the fine and forfeiture fund in the different counties of the State of Alabama, prescribing what claims may be filed against the fine and forfeiture fund of the several counties, and prescribing the order of priority in which the same shall be paid.

Was read a third time at length and passed.

Yeas, 17; Nays, 3.

Yeas:

Messrs.:	Bulger	Easterly	Green
Bell	Denson	Faulk	Hall

Hartwell	Judge	Lusk	Thach	
Higgins	Key	McCain	Wallace	
Hill	Kline			—17.

Nays:				
Messrs.:	Arrington	Elrod	Miller	—3.

The bill,
H. 1349. For the relief of S. Y. Lamberth, former clerk of the circuit and county courts of Clay.

Was read a third time at length and passed.

Yeas, 20; Nays, 0.

Yeas:				
Messrs.:	Elrod	Higgins	Miller	
Arrington	Faulk	Hill	McCain	
Bell	Green	Judge	Thach	
Bulger	Hall	Key	Wallace	
Denson	Hartwell	Kline	Winkler	
Easterly				—20

Nays, 0.

The bill,
H. 1402. To provide for the distribution of the mon-
eys which were held at the close of the 30th day of June,
1915, as contingent fund by any excise commission in
this State.

Was read a third time at length and passed.

Yeas, 19; Nays, 0.

Yeas:				
Messrs.:	Faulk	Hill	Miller	
Bulger	Green	Judge	McCain	
Denson	Hall	Key	Thach	
Easterly	Hartwell	Kline	Wallace	
Elrod	Higgins	Lusk	Winkler	
				—19.

Nays, 0.

The bill,
S. 851. To appropriate the sum of \$1,073.75 from the
appropriation to the general educational fund for Lime-

stone county, for scholastic year beginning October 1, 1915, for the reimbursement of W. H. McClellan, former superintendent of education for Limestone county.

Was read a third time at length and passed.

Yeas, 18; Nays, 0.

Yeas:

Messrs.:	Denson	Hill	Miller
Arrington	Faulk	Judge	McCain
Bell	Green	Key	Thach
Brown	Hall	Kline	Wallace
Bulger	Higgins	Lusk	—18

Nays, 0.

The bill,

H. 601. To amend section 3279 of the Code of Alabama, 1907.

Was read a third time at length and passed.

Yeas, 18; Nays, 0.

Yeas:

Messrs.:	Easterly	Hill	Miller
Arrington	Faulk	Judge	McCain
Bell	Green	Key	Thach
Bulger	Hall	Kline	Winkler
Denson	Higgins	Lusk	—18.

Nays, 0.

The bill,

S. 579. To authorize the Governor, on request of the State board of education, and on recommendation of the superintendent of education, to convey the State's title to high school property, whenever reinvestment of the proceeds may be necessary; or the site may have become ineligible or undesirable; or, whenever advisable, to dedicate to municipal authorities, a marginal strip for highway purposes.

Was taken up.

The following substitute offered by the Committee on Education, to-wit:

A BILL

To be entitled an act to authorize the Governor, on request of the State board of education, and on recom-

mentation of the superintendent of education, to convey or dedicate the State's title to a marginal strip, for highway purposes, of high school property, whenever advisable, to municipal authorities.

Be it enacted by the Legislature of Alabama :

Section 1. That the Governor, on request in writing, by the State board of education, and on recommendation of the superintendent of education, is hereby authorized whenever it may be deemed advisable to convey or dedicate, to municipal authorities, an easement, for the municipal improvement and maintenance for highway purposes, of any marginal strip of any property held by the State for State high school purposes, not over thirty feet in width, and not covered by any buildings erected thereon.

Section 2. Be it further enacted, That such conveyance of any easement for highway purposes must be previously requested by ordinance or resolution of the municipal authorities, agreeing to maintain the same in suitable and fit condition, for highway purposes.

Sec. 3. The superintendent of education shall include in his annual report an account of all such conveyances, with a detailed account of the circumstances attending the same, and his reasons for recommending the same.

Section 4. Where the State's right and title to any easement in and to any marginal strip may be conveyed, under section one, the said conveyance shall effect no more than a strip thirty feet wide, at the extreme margin or edge of the particular parcel or plat of ground owned by or for the said high school.

Was adopted.

Yeas, 18; Nays, 0.

Yeas :

Messrs. :	Easterly	Hill	Miller
Arrington	Faulk	Judge	McCain
Brown	Green	Key	Thach
Bulger	Hall	Kline	Winkler
Denson	Higgins	Lusk	—18.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 18; Nays, 0.

Yeas:

Messrs.:	Denson	Higgins	Lusk	
Arrington	Easterly	Hill	McCain	
Bell	Green	Judge	Thach	
Brown	Hall	Key	Winkler	
Bulger	Hartwell	Kline		—18.

Nays, 0.

The bill,

H. 1187. For the relief of J. M. Burge, a Confederate soldier and a resident of Calhoun county, Alabama.

Was read a third time at length and passed.

Yeas, 18; Nays, 0.

Yeas:

Messrs.:	Denson	Higgins	Lusk	
Arrington	Easterly	Hill	McCain	
Bell	Faulk	Judge	Thach	
Brown	Green	Key	Winkler	
Bulger	Hall	Kline		—18.

Nays, 0.

The bill,

S. 362. To authorize the court of county commissioners of Tallapoosa county to borrow money not exceeding twenty-five thousand dollars and to pay interest thereon.

Was taken up.

Mr. Bulger offered the following amendment to said bill, to-wit:

Amend the bill by adding the following proviso at the end of section one of the bill:

Provided, that said commissioners court shall not pay more than six per cent per annum interest for said loan, and that said money so borrowed shall be used in the construction of the public road and bridges of Tallapoosa county, known as the Dadeville and Tallapoosa highway, and none other.

Which was adopted.

Yeas, 18; Nays, 0.

Yeas :

Messrs. :	Denson	Higgins	Miller
Arrington	Easterly	Judge	McCain
Bell	Faulk	Key	Thach
Brown	Green	Kline	Winkler
Bulger	Hall	Lusk	—18.

Nays, 0.

And said bill, as thus amended, was read a third time at length, and passed.

Yeas, 19; Nays, 0.

Yeas :

Messrs. :	Denson	Higgins	Lusk
Arrington	Easterly	Hill	Miller
Bell	Faulk	Judge	McCain
Brown	Green	Key	Thach
Bulger	Hall	Kline	Winkler
			—19.

Nays, 0.

The bill,

H. 1447. To amend an act to establish the Warrior agricultural district in Tuscaloosa county, to provide for the securing of the same and the management of its affairs, and to levy taxes for maintaining the same, approved March 5th, 1901."

Was read a third time at length and passed.

Yeas, 18; Nays, 0.

Yeas :

Messrs. :	Denson	Higgins	Lusk
Arrington	Easterly	Hill	McCain
Bell	Faulk	Judge	Thach
Brown	Green	Key	Winkler
Bulger	Hall	Kline	—18.

Nays, 0.

The bill,

H. 417. To establish an inferior court in precinct 29, in Jefferson county, Alabama, in lieu of all justices of the peace and notaries public with powers of justice of the peace in said precinct and to define the jurisdiction and powers of said court and the judge thereof.

Was taken up.

The following amendment offered by the Committee on Judiciary, to-wit:

Amend section 1 of House bill 417 as follows:

By adding at the end thereof the following:

Provided, however, that said court hereby created shall continue and exist only until the first Monday after the second Tuesday in January, 1917, and shall have the jurisdiction hereby conferred only until said date."

Amend section 1 of House bill 417 as follows:

"By striking out of said section the following words: "And in all case of misdemeanor" where the same occur together at the end of said section.

By adding at the end of said section the following:

"Provided, however, that the court hereby created shall continue and exist only until the first Monday after the second Tuesday in January, 1917, and shall have the jurisdiction hereby conferred only until said date."

Amend House bill 417 by striking out section 2 thereof and inserting in lieu thereof the following:

"Section 2. That there shall be a judge of said court, who shall be a qualified elector of said precinct; that he shall hold office only until the first Monday after the second Tuesday in January, 1917. The first judge of said court shall be appointed by the Governor, and such appointee shall hold office only until the first Monday after the second Tuesday in January, 1917, and all vacancies in the office of judge of said court shall be filled by appointment of the Governor.

Amend section 3 of House bill 417 as follows:

By adding at the end thereof the following:

"Provided, however, that said judge shall not receive compensation after the first Monday after the second Tuesday in January, 1917."

Amend section 5 of House bill 417 by striking out the following words where the same occur together at the end of said section:

"And for his services in taking affidavits and issuing warrants he shall be entitled to the compensation now provided by law to justice of the peace, in addition to the salary provided which shall be taxed and collected as such costs are now taxed and collected in criminal cases."

Amend section 7 of House bill 417 as follows:

By striking out the words "jurisdiction in all cases of misdemeanors" where the same occur together in the 6th line of said section and inserting in lieu thereof the following words:

"Exclusive jurisdiction of all criminal cases of which justices of the peace now have final jurisdiction."

By striking out the words "and the term of office of all such justices of the peace and notaries public exercising powers of justice of the peace shall not extend beyond the general election of county officers in 1916," where the same occur together at the end of said section.

Amend House bill 417 by striking out section 10 of said bill and inserting in lieu thereof the following:

"Section 10. That upon the expiration of the terms of office of the judge and clerk of the court hereby created, and of each of the justices of the peace and notaries public ex-officio justices of the peace in said precinct 29, the dockets, official papers and records of all kinds of their respective offices shall be delivered to the clerk of the inferior court, created in lieu of justices of the peace and notaries public ex-officio justices of the peace, which shall then have jurisdiction in and over said precinct 29, and all causes pending in said courts shall by operation of law be transferred to said inferior court, created in lieu of justices of the peace and notaries public ex-officio justices of the peace which shall then have jurisdiction in and over said precinct 29, and executions and other process for the collection of the judgments of said courts shall be issued from said inferior court to which said causes are transferred, including executions for costs; and upon collection of costs accrued in any cause before said transfer the clerk of said inferior court to which said cause shall be transferred shall pay said costs

to the officers or other persons entitled to same, and shall take a receipt therefor, which shall be entered on the docket of said cause.'

Was adopted.

Yeas, 18; Nays, 0.

Yeas:

Messrs.:	Easterly	Hill	Miller
Arrington	Faulk	Judge	McCain
Bell	Green	Key	Thach
Brown	Hall	Kline	Winkler
Denson	Higgins	Lusk	—18.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 19; Nays, 0.

Yeas:

Messrs.:	Denson	Higgins	Lusk
Arrington	Easterly	Hill	Miller
Bell	Faulk	Jones	McCain
Brown	Green	Key	Thach
Bulger	Hall	Kline	Winkler
			—19.

Nays, 0.

The bill,

H. 1501. To amend sections 1, 2, and 4 of an act entitled "An act to require the commissioners court of Elmore county, Alabama, to publish the minutes of its proceedings at regular, special and adjourned terms in the newspaper printed and published in said county having the largest number of bona fide subscribers; to require said court to designate such newspaper; to provide for the furnishing of copy to the publisher of such newspaper for publication, and to provide compensation out of the treasury of said county for furnishing such copy, and for publishing the same," approved February 9th, 1911.

Was read a third time at length and passed.

Yeas, 19; Nays, 0.

Yeas :

Messrs.:	Denson	Higgins	Lusk
Arrington	Easterly	Hill	Miller
Bell	Faulk	Judge	McCain
Brown	Green	Key	Thach
Bulger	Hall	Kline	Winkler

—19.

Nays, 0.

The bill,

H. 936. To provide for the payment to F. E. Orum as the sole distributee of the estate of Charles Orum, deceased, out of the county treasury of Montgomery county the amount of seventy-five dollars; said amount having been heretofore paid into said treasury by Charles Orum, now deceased, as a forfeiture on the bond of William Green.

Was read a third time at length and passed.

Yeas, 19; Nays, 0.

Yeas :

Messrs.:	Denson	Higgins	Lusk
Arrington	Easterly	Hill	Miller
Bell	Faulk	Judge	McCain
Brown	Green	Key	Thach
Bulger	Hall	Kline	Winkler

—19.

Nays, 0.

The bill,

H. 500. To regulate appeals, in criminal cases, from inferior criminal courts and municipal courts and to provide for the trial of same in the appellate court.

Was read a third time at length and passed.

Yeas, 18; Nays, 0.

Yeas :

Messrs.:	Easterly	Hill	Miller
Arrington	Faulk	Judge	McCain
Bell	Green	Key	Thach
Bulger	Hall	Kline	Winkler
Denson	Higgins	Lusk	

—18.

Nays, 0.

The bill,

S. 839. Regulating the fine and forfeitures of Houston county, Alabama, prescribing what claims shall be filed against the fine and forfeiture fund of the said county, and prescribing the order of priority in which the same shall be paid.

Was read a third time at length and passed.

Yeas, 19; Nays, 0.

Yeas:

Messrs.:	Denson	Higgins	Lusk
Arrington	Easterly	Hill	Miller
Bell	Faulk	Judge	McCain
Brown	Green	Key	Thach
Bulger	Hall	Kline	Winkler

—19.

Nays, 0.

The bill,

H. 773. To repeal an act entitled an act to establish a criminal court for the county of Pike with criminal jurisdiction in misdemeanor cases, approved February 25, 1889, local acts of Alabama, page 631, and all subsequent and amendatory acts relating to said court, to-wit: The act approved the 17th day of September, 1903, and the act approved the first day of October, 1903, and all other acts relating to said court investing said court with civil as well as criminal jurisdiction, and to transfer all the civil and criminal proceedings therein pending and undisposed of, together with all dockets, papers and books relating to said cases in said law court or criminal court of Pike county, to the circuit court of said county, wherein said circuit court now have or may have jurisdiction of said cases, and to transfer all the papers and documents pending and undisposed of in said law court or criminal court to the justices of the peace of the different precincts of said county who now have or may have jurisdiction to try and dispose of said cases; and to transfer all criminal cases pending and undisposed of in said court, begun by affidavit and warrant of arrest charging the commission of misdemeanors in said county, with the papers and documents relating to said alleged misdemeanors to the grand

juries of said county for investigation and action, and to repeal an act entitled an act to provide for the election for Pike county, Alabama, of a county solicitor for said county, to fix his term of office and prescribe his duties, approved the 26th day of September, 1903, Local Acts of Alabama, page 652, and all subsequent and amendatory acts relating to said office of said county solicitor; and to provide for the appointment of a judge of said law court or criminal court of Pike county.

Was read a third time at length and passed.

Yeas, 19; Nays, 0.

Yeas:

Messrs.:	Denson	Higgins	Lusk
Arrington	Easterly	Hill	Miller
Bell	Faulk	Judge	McCain
Brown	Green	Key	Thach
Bulger	Hall	Kline	Winkler

—19.

Nays, 0.

The bill,

S. 833. To prohibit deputy sheriffs of counties and police officers or marshals of municipal corporations from receiving fees for being witness in criminal cases.

Was taken up.

Mr. Winkler offered the following amendment to said bill:

Amend the caption by inserting before the word "deputy" the word "sheriff". Amend further by inserting the word "sheriff" before the word "deputy" in section 1.

Which was adopted.

Yeas, 18; Nays, 0.

Yeas:

Messrs.:	Easterly	Hill	Miller
Arrington	Faulk	Judge	McCain
Bell	Green	Key	Thach
Bulger	Hall	Kline	Winkler
Denson	Higgins	Lusk	

—18.

Nays, 0.

Mr. Lusk offered the following amendment to said bill:
Amend by inserting after the words "municipal corporations" these words, "of the town or city wherein such court is held."

Which was adopted.

Yeas, 18; Nays, 0.

Yeas:

Messrs.:	Easterly	Hill	Miller
Arrington	Faulk	Judge	McCain
Bell	Green	Key	Thach
Brown	Hall	Kline	Winkler
Bulger	Higgins	Lusk	—18.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 19; Nays, 0.

Yeas:

Messrs.:	Denson	Higgins	Lusk
Arrington	Easterly	Hill	Miller
Bell	Faulk	Judge	McCain
Brown	Green	Key	Thach
Bulger	Hall	Kline	Winkler
			—19.

Nays, 0.

The bill,

H. 1502. To amend sections one, two, and four of an act entitled "An act to require the board of education of Elmore county, Alabama, to publish the minutes of its proceedings at each regular, special and adjourned term in some newspaper published in Elmore county; to require the commissioners court and probate judge to designate such newspaper; to provide for furnishing copy to the publisher of such newspaper for publication; and to provide compensation out of the county treasury of said county for furnishing said copy, and publishing same," approved February 9, 1911.

Was read a third time at length and passed.

Yeas, 18; Nays, 0.

Yeas:

Messrs.:	Easterly	Hill	Miller
Arrington	Faulk	Judge	McCain
Brown	Green	Key	Thach
Bulger	Hall	Kline	Winkler
Denson	Higgins	Lusk	—18.

Nays, 0.

The bill,

H. 720. To require the county superintendent of education of Jefferson county to appoint a man living in township 17, south of range 5 west, to take charge of section sixteen in township 17, south of range 5 west, of the Huntsville Meridian, lying in Jefferson county, Alabama, as trustee, and collect the rents and royalty thereof as they accrue; to file a bill as trustee as complainant, in the equity side of the circuit court of Jefferson county, Alabama, against the lessee or lessees thereof, and Ira Van Salter, former trustee, for direction of the court in the management of the trust estate and to settle with the former trustee, and make new leases of the property when necessary, and take the management of the trust estate as long as it is in existence.

Was read a third time at length and passed.

Yeas, 18; Nays, 0.

Yeas:

Messrs.:	Denson	Higgins	Lusk
Arrington	Easterly	Hill	McCain
Bell	Faulk	Judge	Thach
Brown	Green	Key	Winkler
Bulger	Hall	Kline	—18.

Nays, 0.

INDEFINITE POSTPONEMENT OF BILLS.

On motion of Mr. Hill the Senate indefinitely postponed the consideration of the following bills:

H. 105. To fix the compensation and allowances of the clerk of the city court of Montgomery, to provide for

the disposition of the fees and allowances collected by him, and to provide for the election and term of office of such clerk.

S. 701. To appropriate the sum of \$1,496.57 to be paid to the Mercantile Paper Company, a corporation, in payment of debts due said corporation by the State of Alabama for stationery and office supplies contracted for prior to January 1st, 1915, by the following departments of State for the following amounts: Alabama National Guard, \$347.90; attorney general, \$86.20; State banking, \$47.00; Alabama Appellate Court, \$68.00; education, \$150.00; immigration, \$39.25; land agent, \$206.30; examiner public accounts, \$2.10; Governor's office, \$218.85; State tax commission, \$155.92."

S. 753. To create the office of associate solicitor for the county of Montgomery, to fix his salary and to define his duties.

RE-COMMITMENT OF BILL.

On motion of Mr. Arrington,

S. 756. To prohibit a defendant from pleading to the jurisdiction of the court in suits before justices of the peace of Crenshaw county, Alabama, wherein he is sued in a beat other than the beat of his residence.

Was re-committed to the Standing Committee on Local Legislation.

ADJOURNMENT.

On motion of Mr. Bulger and pursuant to S. J. R. 163, at 11 o'clock P. M. the Senate adjourned until Tuesday, September 7th, 1915, at 9 o'clock A. M.

FORTY-SECOND DAY.

Tuesday, September 7, 1915.

The Senate met pursuant to adjournment, Lieutenant Governor Kilby presiding.

PRAYER

By Rev. Mr. McNeal of Dothan.

ROLL CALL.

Present:

Messrs. :	Easterly	Hollis	Miller
Arrington	Ellis	Holmes	Milner
Bell	Elrod	Jones	McCain
Bonner	Faulk	Judge	Price
Brown	Green	Key	Pride
Bulger	Hall	Kline	Thach
Burns	Hartwell	Lee	Wallace
Cooper	Higgins	Lewis	Weathers
Denson	Hill	Lusk	Winkler

—35.

JOURNAL.

On motion of Mr. Kline the reading of the Journal of yesterday was dispensed with and the same was approved by the Senate.

INTRODUCTION OF BILLS.

Upon a call of districts bills were introduced, severally read one time and referred to appropriate standing committees, as follows:

By Mr. Martwell:

S. 879. To submit to the qualified voters of the State of Alabama, an amendment to the Constitution of said State, providing a commission form of government for the counties of this State, under such regulations as may be prescribed by law; and to fix the time at which an election shall be held for said purpose. (This bill was read at length as required by the Constitution.)

Committee on Constitution, Constitutional
Revision and Amendments.

By Mr. Hartwell:

S. 880. To authorize the holding of elections by municipal corporations in the State of Alabama, for the purpose of obtaining authority to issue bonds for public purposes herein defined, and to provide for holding such elections, and declaring the result thereof, and to authorize the issue of such bonds when a majority of the voters participating in such election vote in favor of the issue of such bonds, and to regulate the issue, execution, sale and security of such bonds.

Committee on Municipalities and
Municipal Organizations.

By Mr. Hill:

S. 881. To create the office of official reporters for circuits composed of one county and two judges; to provide for their appointment; to prescribe their duties and qualifications; to fix their compensation and provide for the payment of same; and provide for special reporters in certain cases; and to abolish the office of official reporter for courts of record in such circuits.

Committee on Corporations.

By Mr. Judge (by request):

S. 882. To further regulate the office of constable, and to prescribe penalties for the violation of any of the provisions of this act.

Committee on Judiciary.

By Mr. Judge (by request):

S. 883. To amend an act, approved February 22nd, 1915, entitled "An act to amend section 2411 of the Code of Alabama, as amended by an act of the Legislature, approved August 25th, 1909."

Committee on Judiciary.

By Mr. Judge:

S. 884. To require an additional fine in case of conviction for unlawfully disposing of a warehouse receipt and to provide that such additional fine shall be paid to the person, firm or corporation holding the lien or mortgage on the goods or property covered by such receipt or claim to such receipt.

Committee on Judiciary.

By Mr. Judge:

S. 885. To provide relief for solicitors of courts of record, other than circuit solicitors, who have been pre-

vented from performing the duties of their offices through illness or physical infirmities; to authorize and empower the boards of county commissioners or county boards of revenue to pay such salaries where the same have not heretofore been paid.

Committee on Judiciary.

By Mr. Bulger:

S. 886. To regulate the registration of conditional sales in Tallapoosa county.

Committee on Local Legislation.

With notice and proof thereto attached and herewith exhibited as follows:

NOTICE OF REPEAL OF SECTIONS 3394 AND 3395.

Of the Revised Code 1907 as to Tallapoosa County.

Notice is hereby given that a bill, to be entitled an act of the Legislature of Alabama to repeal sections 3394 and 3395 as to Tallapoosa county, Alabama, will be introduced at the adjourned session of General Assembly to begin on July 13th, 1915.

The State of Alabama, }
Tallapoosa County. }

Before me, P. O. Stevens, a notary public and ex-officio justice of the peace in and for said county in said State, personally appeared W. R. Jordan, who being first duly sworn, says on oath, that he is the proprietor and editor of The Alexander City Outlook, a newspaper published in said city once a week, and that the attached "Notice of Repeal of Sections 3394 and 3395, Code of the State of Alabama, 1907," was published once a week for four consecutive weeks in said newspaper, and the attached clipping from said newspaper is an exact copy of said notice.

W. R. Jordan.

Subscribed and sworn to before me this the 3rd day of August, 1915.

P. O. Stevens,
Notary Public and ex-Officio Justice of the Peace
for said County.

REPORTS OF COMMITTEES.

Mr. Lusk, Chairman of the Standing Committee on Judiciary, reported that said committee, in session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to-wit:

By Mr. Green (with substitute):

S. 141. To regulate the fees and charges of the sheriffs for feeding prisoners in jail under charge of conviction of any indictable offense, and to provide the payment therefor.

By Mr. Green (with amendment):

S. 140. To regulate the manner in which sheriffs shall feed prisoners in jail and providing a penalty for failing to conform thereto.

By Mr. Ellis:

S. 760. To authorize and empower the county commissioners, boards of revenue, courts of county revenues or boards or courts of like powers and jurisdiction in counties of this State having a population of more than fifty thousand inhabitants and less than seventy-five thousand inhabitants according to the last preceding Federal census and constituting within themselves separate judicial circuits, to pay out of the funds of such counties to the judges of the circuit courts in such counties salaries supplementary and in addition to the salaries paid to such judges by the State.

By Mr. Hill:

S. 876. To limit costs in civil suits other than unlawful detainer suits involving not more than fifty dollars (\$50.00) brought or instituted in inferior courts located or established in counties having a population of not less than 80,000 nor more than 100,000, according to the last Federal census or any subsequent Federal census.

By Mr. Laverty:

H. 511. To establish an inferior court in precinct 5, Talladega county, Alabama, in lieu of all justices of the peace in said precinct, and to define the jurisdiction and powers of said court and the judge thereof, to provide for the execution of processes of said court and the operation thereof, to provide for the appointment, election,

term of office, qualifications and compensation of the judge thereof, and to abolish the offices of all justices of the peace in said precinct.

By Mr. Davis (with amendment) :

H. 520. To amend section 7794 (1907) of the Code of Alabama.

By Mr. Willingham (by request) :

H. 615. To amend section 6299 of the Code of Alabama of 1907.

By Mr. Vaughan (by request) (with amendment) :

~~H. 682. To fix the compensation of members of the~~
boards of revenue in this State in counties which now have, or which may hereafter have a population of eighty-two thousand people and not exceeding two hundred thousand people, according to the last Federal census, or any such census which may hereafter be taken, and to provide for the payment of such compensation.

By Mr. Scott :

H. 1261. To abolish the office of clerk of the inferior court of Ensley for precinct No. 45 of Jefferson county, Alabama.

By Mr. Rogers of Choctaw :

H. 1399. To repeal an act entitled "An act to confer additional jurisdiction upon the county court of Choctaw county and to regulate the proceedings therein," Local Acts 1907, page 52, and to transfer all criminal causes pending in said county court by virtue of said act into the circuit court of Choctaw county, and to transfer all appeals from justice of the peace court pending in said county court into the circuit court of Choctaw county, and to require the judge of the county court of Choctaw to deliver to the clerk of the circuit court all documents and books pertaining or relating to the causes pending in his court by virtue of said act.

Mr. Hartwell, Chairman of the Standing Committee on Finance and Taxation, reported that said committee, in session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to-wit :

By Mr. Hudson (with amendment) :

H. 1279. To appropriate the sum of \$20.25 to be paid to the Loeb Hardware Company of Montgomery, Ala-

bama, as payment of the purchase price of a bill of goods bought from the said Loeb Hardware Company by the State of Alabama for the purpose of making repairs in the State capitol building, which said purchase price has never been paid.

By Mr. Hudson (with amendment) :

H. 1437. To appropriate the sum of \$1,496.57, to be paid to the Mercantile Paper Company, a corporation, in payment of debts due said corporation by the State of Alabama, for stationery and office supplies, contracted prior to January 1st, 1915, by the following departments of State for the following amounts: Alabama National Guards, \$347.90; attorney general, \$86.20; State banking, \$47.00; Alabama appellate court, \$68.00; education, \$150.00; immigration, \$39.25; land agent, \$206.30; examiner public accounts, \$35.50; State board of health, \$139.55; State prison inspector, \$2.10; Governor's office, \$218.85; State tax commission, \$155.92.

By Mr. Vaughan (by request) (with amendment) :

H. 1350. To authorize and direct the State treasurer to pay to the Alabama Machinery & Supply Company, four hundred thirty-three and 22/100 (\$433.22) dollars, for merchandise sold and delivered to the convict department of Alabama, upon orders from the officers of said departments, and for the State capitol ordered by O. E. Courtney, superintendent, and for which it has not been paid.

By Mr. Hudson (with amendment) :

H. 1365. To appropriate the sum of five hundred thirty-eight and 25/100 dollars for the relief of the Montgomery Light & Water Power Company, for lights furnished to the capitol building, up to February 1, 1915.

By Mr. Brindley :

H. 879. To appropriate the sum of one hundred dollars (\$100.00) to Reuben A. J. Cumbee of Etowah county, Alabama, an ex-Confederate soldier, as a pension for the year 1913, and to direct the State auditor to draw his warrant therefor in favor of Reuben A. J. Cumbee, and to direct the State treasurer to pay the same.

By Mr. Grady :

H. 1556. To restore the name of Mrs. Mary Anglin, of Randolph county, Ala., surviving widow of C. G. Anglin, a Confederate soldier, to the pension rolls and to pay to

her all arrearages as a pensioner of the third class, from January 1, 1914, the date her name was stricken from the rolls to the date of the passage of this act.

By Mr. Copeland (with amendment) :

H. 1113. For the relief of John G. Bradley, former clerk of the criminal court of Jefferson county.

By Mr. Smith of Autauga :

H. 1225. For the relief of Joe A. Chambliss, former sheriff of Autauga county, Alabama, and the sureties on his official bond.

~~By Mr. Smith of Autauga :~~

H. 1229. For the relief of certain former county officials of Autauga county, and the sureties on their respective official bonds.

By Mr. Smith of Autauga :

H. 1224. For the relief of George S. Livingston, former judge of probate of Autauga county, Alabama, and the sureties on his official bond.

By Mr. Copeland :

H. 1056. In relation to the Alabama Home of Refuge, a State training school for white girls, and to further regulate and provide for its powers, government, enlargement, and re-location; providing for change of name and authorizing judges of municipal courts or recorders of towns and cities to commit girls thereto; regulating the formation of the board of managers, and the filling of vacancies in the board; making an appropriation for suitable grounds or land, and for the erection thereon, and equipping suitable and adequate buildings for said training school; authorizing the sale or exchange of present property of the institution, and the use of the proceeds; making it unlawful to induce, assist or otherwise cause any girl to leave the school, without the consent of the superintendent or officer in charge or to escape therefrom, and providing penalties.

By Mr. Stough (by request) :

H. 1013. To amend section 556 of the Code of Alabama.

By Mr. Smith of Autauga :

H. 1226. For the relief of George C. Spigener, former treasurer of Autauga county, Alabama, and the sureties on his official bond.

By Mr. Smith of Autauga :

H. 1228. For the relief of Thomas W. Smith, former clerk of the circuit court of Autauga county, Alabama, and the sureties on his official bond.

By Mr. Smith of Autauga :

H. 1227. For the releif of B. W. Gresham, former treasurer of Autauga county, Alabama, and the sureties on his official bond.

By Mr. Hartwell :

S. 875. To provide for the improvement of the waterways, whether rivers or bays, now or hereafter within the limits of any municipality now or hereafter existing in this State, and which may constitute the whole or a part of a port or harbor, and for the maintenance of such improvements, and for the levy and collection of assessments against the lands or property abutting on said waterways, and on the wharves, bulkheads, piers, docks and other structures and constructions, if any, on or attached to said abutting lands or property, to pay in whole or in part for said improvements and their maintenance.

By Mr. Hartwell :

S. 863. For the relief of Frank L. Allen, of Mobile county, to refund certain moneys illegally collected from him in Mobile county, under an act approved April 6th, 1911, as a license as a retail dealer in liquor in the town of Citronelle.

By Mr. Hollis :

S. 864. Providing for the relief of R. E. Blunt, former superintendent of education of Washington county, to authorize and require the treasurer of the school funds of Washington county, Alabama, to transfer certain moneys to the State treasury of Alabama.

By Mr. Denson :

S. 874. To further prescribe the authority and duties of the attorney general and of solicitors acting under his authority ; and to provide for the employment of special assistants by the attorney general ; to provide for the conduct of the office of attorney general, to make an appropriation therefor, and to prescribe the method of its expenditure.

By Mr. Hill (with amendment) :

S. 212. To appropriate \$8,901.62 out of the State treasury in favor of the city of Montgomery, for the

pavement and improvement of Washington street, extending from Bainbridge street to Union street; for the pavement and improvement of Bainbridge street, from Monroe street to Washington street and for the pavement and improvement of Union Street, from Monroe street to Washington street, abutting the property known as the "State capitol grounds."

Mr. Hall, Chairman of the Standing Committee on Municipalities and Municipal Organizations, reported that said committee, in session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to-wit:

By Mr. Fite of Tuscaloosa:

H. 1410. To provide for the commission-manager of government for cities and towns in Alabama having a population of more than five thousand according to the last Federal census; to authorize the adoption of the same in all cities and towns; to regulate the election of commissioners, fix their compensation, prescribe their duties and provide for their recall from office; to provide for the selection of a city manager, prescribe his duties, provide for his compensation; to provide for the establishment and abolishment of such boards and departments as in the opinion of the common council may be proper; to abolish the office of treasurer in any city or town reorganizing under the provisions of this act; to provide for a sales and purchasing agent, and to provide generally for the creation and maintenance of such commission-manager form of government.

By Mr. Davis:

H. 1500. To establish a vocational department and to provide for the instruction in practical agriculture, mechanical trades, and all or any other industrial arts and sciences in the public, elementary and high schools in Walker county, Alabama, and to prescribe the method of organization and plan of such instruction, and to authorize appropriations to promote the same, by that court of county commissioners in said county, and by the municipal authorities in the cities or towns thereof.

By Mr. Smith of Geneva:

H. 1474. To dissolve the municipal corporation of High Note, Geneva county, Alabama.

By Mr. Lavery:

H. 943. To provide a mode whereby cities in the State of Alabama, which shall have heretofore adopted or may hereafter adopt a commission form of government as authorized by law, may after an election upon such question, abandon such commission form of government and return to the aldermanic form of government as the same existed therein at the time of the adoption of such commission form of government.

By Mr. Tubb:

H. 1374. To amend section 5 of an act entitled an act to provide and create a commission form of government and to permit the adoption of same in all cities in the State of Alabama which now have, or may hereafter have, a population of more than one thousand and not more than twenty-five thousand people according to the last Federal census, or any Federal or municipal census which may hereafter be taken; to regulate the selection and election of commissioners and their terms of office and retention in and recall from office; to fix their powers, duties and compensation; to punish improper conduct in connection with elections and petitions hereunder; to abolish police commissioners, mayors, councilmen and certain other city officials and otherwise provide for the creation and maintenance of said commission form of government.

Mr. Green, Chairman of the Standing Committee on Banking and Insurance, reported that said committee, in session, had acted on the following bill and ordered same returned to the Senate with a favorable report, and it was read a second time and placed on the calendar, to-wit:

By Mr. Green:

S. 878. To amend section 36 of an act "To create a banking department of the State of Alabama and through this department to regulate, examine and supervise banks and banking, and to punish certain prohibited acts relating thereto," approved March 7, 1911.

Mr. Lusk, Chairman of the Standing Committee on Judiciary, reported that said committee, in session, had acted on the following bills and ordered same returned to the Senate with an adverse report:

By Mr. Judge:

S. 48. To provide for the execution and acknowledgment, before a judge of a court of record, of releases, receipts, compromises and settlements in personal injury cases and actions for death of decedent if executed within thirty days from the happening of the injury, and providing that the same shall be void unless executed and acknowledged according to the provisions of this act, and providing a penalty for the violation of this act.

By Mr. Kline:

S. 929. To regulate the sale, offer for sale, inviting offers for sale, or other disposition of stocks, bonds, debentures, or other securities and land sales out of the State, and of auction lot sales within the State, in Alabama; to provide for the filing of information concerning such sales; and to punish violations of the provisions of this act.

By Mr. Judge:

S. 666. To abolish the office of coroner in all counties in this State having a population according to the last Federal census or any subsequent Federal census of 150,000 or more inhabitants and to establish the county court of inquest for said counties in said State and to prescribe and define the powers and duties of said court and to provide for the appointment of the presiding officer of said court and to provide for a deputy or assistant of the presiding officer thereof and to define and prescribe the powers of such deputy or assistant and to provide for the appointment of a competent physician as deputy or assistant of the presiding officer of such court and to prescribe and define his duties and to fix the compensation of all such officers and to regulate and define the duties and powers of all such officers incident to the performance of their duties and to provide for the appointment of a clerk of such court and to prescribe and define his duties and to fix his compensation.

By Mr. John:

H. 1385. To relieve from liability any person who as auditor drew warrants under an act which on its face was valid, but afterwards held to be void by the supreme court, and any person who as treasurer paid such warrants in good faith.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has passed the following Senate bill:

S. 208. To provide for the removal of prisoners affected with tuberculosis, confined in the several jails of this State, from said jails to the tuberculosis hospital of the Alabama State penitentiary.

And returns same herewith to the Senate.

W. F. Herbert,
Clerk.

REPORT FROM COMMITTEE ON ENROLLED BILLS.

Mr. President:

Your Standing Committee on Enrolled Bills, beg leave to report, that said committee, in session, have compared the following enrolled bills with the engrossed and original bills, respectively, and find same correctly enrolled, to-wit:

S. 208. To provide for the removal of prisoners affected with tuberculosis confined in the several jails of this State, from said jails to the tuberculosis hospital of the Alabama State penitentiary.

S. 821. To abolish the office of treasurer of Geneva county, to require the county funds to be deposited in some national or State bank, or with some individual, in the county of Geneva, as the commissioners' court of said county of Geneva may elect, and to provide for the custody of such funds.

C. H. Miller,
Chairman.

SIGNING OF BILLS.

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the Secretary of the Senate, signed the following bills:

S. 208. To provide for the removal of prisoners affected with tuberculosis confined in the several jails of this State, from said jails to the tuberculosis hospital of the Alabama State penitentiary.

S. 821. To abolish the office of treasurer of Geneva county, to require the county funds to be deposited in some national or State bank, or with some individual, in the county of Geneva, as the commissioners' court of said county of Geneva may elect, and to provide for the custody of such funds.

MESSAGE FROM THE HOUSE.

Mr. President:

The Speaker of the House has named as conferees on the part of the House on the disagreement of the two Houses to House amendments to Senate bill 325, Messrs. Bealle, Blackwell and Judge.

W. F. Herbert,
Clerk.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bills:

H. 1601. To provide for the confiscation and destruction of weapons when the carrier thereof has been convicted of unlawfully carrying the same.

Also,

H. 1465. To amend section 354 of the Code of Alabama of 1907.

Also,

H. 1466. To amend section 400 of the Code of Alabama of 1907.

And sends same herewith to the Senate without engrossment.

W. F. Herbert,
Clerk.

HOUSE MESSAGES.

The House bills in the foregoing House message were severally read once and referred to appropriate standing committees as follows:

H. 1466, 1465, to the Committee on Privileges and Elections.

H. 1601, to the Committee on Judiciary.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bills:

H. 1001. To render void any agreement permitting the bringing of suits before a justice of the peace in any precinct other than a precinct where said suit is authorized by the laws of this State to be brought, if said agreement is made before said suit is filed.

And sends same herewith to the Senate without engrossment.

W. F. Herbert,
Clerk.

HOUSE MESSAGES.

The House bill in the foregoing House message was read once and referred to appropriate standing committee as follows:

H. 1001, to the Committee on Judiciary.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bills:

H. 1223. To amend an act approved April 22nd, 1911, entitled an act to amend section 1258 of the Code of Alabama of 1907.

H. 1448. An act to repeal sections 5765, as amended by an act approved August 25th, 1909 (Pamphlet Laws of 1909, page 279); 5766; 5767; 5768, as amended by an act approved April 13th, 1911 (Pamphlet Laws of 1911, page 390); 5769; 5770; 5771; 5772; 5773; 5774; 5775; 5776; 5777; 5778; 5779; 5780; 5781; 5782; 5783; 5784; 5785; 5786; 5787; 5788; 5789; 5790; 5791; 5792; 5793; 5794; 5795; 5796; 5797; 5798; 5799; 5800; 5801; 5802; 5803; 5804; 5805; 5806; 5807; 5808; 5809; 5810; 5811; 5812; 5813; 5814; 5815; 5816; 5817; 5818; 5819; 5820; 5821; 5822; 5823; 5824; 5825; 5826; 5827; 5828; 5829; 5830; 5831; 5832; 5833; 5834; 5835; 5836; 5837; 5838; as amended by an act approved August 20th, 1915; 5839; 5840; 5841; 5842; 5843; 7732; 7734; 7735; 7736; 7737; 7738; 7740; 7741; 7742; 7743; and 7744 of the Code of Alabama of 1907.

H. 1449. To provide for the establishment, discontinuance, construction, use, working and maintenance of the public roads, bridges and ferries of the several counties of this State; to define the duties and powers of the boards of revenue, courts of county commissioners, or other governing bodies of each of the several counties with regard to same; and to fix penalties for the violation of the rules, regulations and laws of the boards of revenue, courts of county commissioners or other like governing bodies of the several counties.

And sends the same to the Senate.

H. 1492. To amend section 6967 of the Code of Alabama of 1907.

H. 296. To amend section 4263 and section 4264 of the Code of Alabama of 1907.

H. 1542. To amend section 4950 of the Code of Alabama A. D. 1907 (vessels exempt from pilotage).

And sends the same herewith to the Senate.

Also,

H. 1563. To repeal an act to allow stock to run at large within certain limits in beat five in Lee county, Alabama, at certain seasons in the year.

And sends the same herewith to the Senate with notice and proof attached and exhibited herewith as follows:

Copy of notice and proof for H. 1563:

LEGAL NOTICE.

Notice is hereby given that a bill will be introduced at this session of the Legislature looking to the repeal of an act entitled "An act to allow stock to run at large in certain parts of beat 5, Lee county, Alabama." Passed in 1900. Approved in February, 1901.

State of Alabama, }
Lee County. }

Before me, G. P. Butler, judge of probate, Lee county, Ala., personally appeared W. C. Wear, who being duly sworn, says that he is city editor of the Opelika Daily News, which is a newspaper published in Lee county, Ala., that the attached notice was published in said newspaper once a week without cost to the State of Alabama, for four consecutive weeks, and that said notice

was published on the following dates, to-wit: July 26, 1915; August 2, 1915; August 9, 1915; August 16, 1915.

And that the attached notice is a true and correct copy of the notice published in said newspapers on the days named.

W. C. Wear.

Sworn to and subscribed before me, this 23rd day of August, 1915.

G. P. Butler,
Judge of Probate, Lee County, Ala.

Also,

H. 1578. To provide guards for the Mobile county jail and to fix their compensation; to repeal the act approved March 5th, 1903, entitled: "An act to provide guards for the Mobile county jail;" and to repeal the act approved November 23rd, 1907, entitled: "An act to provide guards for the Mobile county jail."

And sends the same herewith to the Senate with notice and proof attached and herewith exhibited as follows:

NOTICE

Is hereby given of the intention to apply to the Legislature of Alabama to pass a bill which shall be substantially as follows:

A bill to be entitled an act to provide guards for the Mobile county jail and to fix their compensation; to repeal the act approved March 5th, 1903, entitled "An act to provide guards for the Mobile county jail;" and to repeal the act approved November 23rd, 1907, entitled "An act to provide for guards for the Mobile county jail."

Be it enacted by the Legislature of the State of Alabama:

Section 1. That the sheriff of Mobile county be, and he hereby is, authorized to employ and keep in the service four prison guards, who shall perform such duties at the Mobile county jail as may be from time to time assigned to them by the sheriff of Mobile county, by whom they shall be employed and discharged, and that two of the said guards shall receive a salary of fifty dollars (\$50.00) per month each, and two of the said guards shall receive a salary of seventy-five dollars (\$75.00) per

month each, to be paid out of the treasury of the county of Mobile.

Sec. 2. Be it further enacted, That the act approved March 5th, 1903, entitled "An act to provide guards for the Mobile county jail" be, and the same hereby is, repealed.

Sec. 3. Be it further enacted, That the act approved November 23, 1907, entitled "An act to provide for guards for the Mobile county jail" be, and the same hereby is, repealed.

State of Alabama, }
Mobile County. }

Before me, Nettie Chandler, a notary public in and for said State and county, personally appeared C. J. Torrey, Jr., who being known to me and being by me first duly sworn, on his oath deposes and says that he is book-keeper of The Mobile Register, incorporated publishers of The Mobile Register, a newspaper published in said State and county, and that the attached notice was duly published on July 30th, Aug. 6th, 13th and 20th, 1915.

C. J. Torrey, Jr.

Subscribed and sworn to before me this 20th day of August, 1915.

(Seal)

Nettie Chandler,
Notary Public, Mobile County, Ala.

Also,

H. 1587. To amend section four of an act entitled "An act to establish a river commission for Mobile river and branches and to define its powers," approved February 28th, 1887.

And sends the same herewith to the Senate with notice and proof attached and herewith exhibited as follows:

Notice and proof to H. 1587.

Notice is hereby given of the intention to apply for the passage, at the session of the Legislature of Alabama, which will convene on the second Tuesday in January, 1915, of a local law which shall be in substance as follows:

AN ACT

To amend section four of an act entitled "An act to establish a river commission for Mobile river and branches and to define its powers," approved February 28th, 1887.

Be it enacted by the Legislature of Alabama:

Section 1. That section four of an act entitled "An act to establish a river commission for Mobile river and branches and define its powers," approved February 28th, 1887, be amended so as to read as follows:

Sec. 4. Be it further enacted, that the jurisdiction of said commission shall extend over the Mobile and Tensas rivers from a point one hundred yards above the head of the Tensas river to the Mobile bay and also shall extend over so much of Mobile bay as lies west of a line which extends north and south from the east shore of Tensas river at its mouth, and north of a line running east and west through a point four miles south of the light-house at the mouth of Mobile river and over all tributaries and cuts off of said rivers as far up as the tide waters extends, including Spanish and Middle rivers, and including the water front of the city of Mobile and within the said limits of the east bank of Tensas river, the west bank of Mobile river, and within the tide water of such tributaries and within the north and south line, and east and west line described above, it shall be the duty of the said Mobile river commission to establish, from time to time, as may appear to said commission necessary for the protection of the navigability of said waters, and the integrity of Mobile harbor and its improvements, bulk-head, wharf, dry dock and boom lines, and lines for similar structures, and it shall be unlawful for any person to build or maintain a bulk-head, wharf, boom or dry dock, or similar structure, as the case may be, otherwise than in conformity with the lines so established, or in manner or form contrary to the regulations established by the said commission, and said commission is hereby authorized to have all or any portion of the water embraced within its jurisdiction properly surveyed and sounded, and maps thereof made for filing in its office

for its information, the expense of which shall be charged to Mobile county, and paid as hereinafter provided.

State of Alabama, }
Mobile County. }

Personally appeared before me, M. P. Dowling, notary public in and for said State and county, Robert Spotswood, advertising bookkeeper of The Mobile Item, who, being duly sworn, deposes and says that the notice of an act to amend section four of an act entitled "An act to establish a river commission for Mobile river and branches and to define its powers," appeared in said publication January 6th, 13th, 20th, and 27th, as per clipping attached hereto.

Robert Spotswood,
Advertising Bookkeeper of The Mobile Item.

Sworn to and subscribed before me, this
(Seal.) 9th day of August, 1915.

M. P. Dowling,
Notary Public, Mobile County, Alabama.

Also,

H. 1348. To create a county highway commission for Walker county, Alabama, and to define the powers and duties thereof.

And sends the same herewith to the Senate with notice and proof attached and exhibited herewith as follows:

The State of Alabama, }
Walker County. }

Before me, C. L. Norvell, a Notary Public in and for county in said State, personally appeared Lawrence Richardson, who, being first duly sworn, deposes and says that he is one of the publishers of the Mountain Eagle, a newspaper published in Walker county, Alabama, that notice, a copy of which is hereto attached, was given by publication in said Mountain Eagle once a week for four consecutive weeks prior to the date hereof. Said notice appearing in the publication of said Mountain Eagle on the following named dates, viz:

May, 5th, 1915, May 12th, 1915, May 19th, 1915, May 26th, 1915.

Lawrence Richardson.

Sworn to and subscribed before me, this 31st day of July, 1915.

C. L. Norvell,
Notary Public.

A BILL.

Notice is hereby given that application will be made at the present session of the Legislature of Alabama, to pass a bill substantially as follows:

A bill to be entitled an act to create a county highway commission for Walker county, Alabama, and to define the powers and duties thereof.

Be it enacted by the Legislature of Alabama as follows:

Section 1. That a county highway commission for Walker county to consist of three members, who shall be freeholders and residents of said county, is hereby created and established. The members of said commission shall be appointed by the Governor, who in making the appointment shall designate one member as chairman of the commission. One member of the commission shall hold office for two years, and until his successor is appointed and qualified; one member shall hold office for four years and until his successor is appointed and qualified, and one member shall hold office for six years and until his successor is appointed and qualified.

In making the first appointment the Governor shall designate the one who is to hold office for two years, one who is to hold office for four years, and the one who is to hold office for six years. Thereafter all the members of the said commission shall hold office for four years from the date of their respective appointments, and until their successors shall be appointed and qualified. All vacancies occurring in said commission shall be filled by appointment of the Governor.

Sec. 2. The members of the county highway commission shall receive no compensation for their services,

but shall be paid all their actual expenses necessarily incurred in the prosecution of their duties. They shall be paid by the county treasurer out of the road and bridge fund of the county upon warrants issued by the chairman of the county highway commission.

Sec. 3. The county highway commission is vested with the general superintendence of the public roads within Walker county, and may establish new and change and discontinue old roads, and shall improve and maintain the public roads, bridges and ferries of said county so as to render travel over same as safe and convenient as practicable. To this end they are given legislative, judicial and executive power. They may establish, promulgate and enforce new rules, regulations and laws not inconsistent with this act, which are necessary to make, improve and maintain a good system of public roads, bridges and ferries in said county and regulate the use thereof.

Sec. 4. The said county highway commission is hereby given all the authority and power given to courts of county commission with reference to public roads, bridges and ferries by chapter 135 of the Code of Alabama of 1907.

Sec. 5. With the consent of the court of county commissioners the county highway commission may hire out to contractors for work on the public roads all county convicts. Nothing herein contained shall be construed as depriving the court of commissioners of supervision of the convicts hired on the public roads, but such court shall have and exercise such supervision and shall be charged with the same duties as to such convicts as now prescribed by law, and shall prescribe the forms of contracts and bonds to be made and given for the hire of convicts on said roads.

Sec. 6. The chairman of the commissioner shall keep or cause to be kept, full and accurate minutes of the meetings, and of all things done at such meetings of the county highway commission, in a well-bound record book, to be paid for out of the road and bridge fund, which shall be one of the public records of the county and be kept in the office of the probate judge of said county.

The county highway commission shall also have prepared at the expense of the road and bridge fund a book of warrants which warrants shall have stubs to be left in the warrant book. For all expenditures on account of the road and bridge fund, the chairman of the commission shall draw warrants, which shall state the name of the person in whose favor the warrant is drawn, the amount thereof, and the account for which it is drawn, and the stub shall contain a like statement. When presented to the county treasurer, such warrants shall be paid by him out of the road and bridge fund. When not being actually used by the commission such book of warrants shall be in the custody of the probate judge. The commission shall make a sworn detailed statement, at least once every six months, of all warrants drawn on the road and bridge fund, to whom and for what account paid, which statement shall be filed in the office of the probate judge and be open to public inspection.

Sec. 7. If an appeal is taken under section 5776 of the Code, then the county highway commission, upon the deposit into court for the party whose land is sought to be condemned, of the amount of the damages and compensation so assessed, together with the cost of the proceedings, shall be entitled to enter upon the land so condemned, and survey and use the same, provided, however, that the easement shall not vest absolutely until the final determination of the cause, and the payment or deposit into court of such damages and compensation as shall then be adjudged.

Sec. 8. The members of the commission shall, before entering upon the duties of the office, take an oath to be administered by the probate judge, to faithfully perform the duties of their office.

Sec. 9. The said county highway commission shall be vested with all the power, authority and duties now conferred by law upon the court of county commissioners with reference to every matter relating in any way to the construction, maintenance, improvement and repair of roads, bridges and ferries, including the right to order elections for the issuance of bonds and the power and right to sell and issue any bonds that have heretofore been authorized, as required by law, but which have not been sold and issued.

Sec. 10. That all persons liable to road duty shall be required to work six days a year, provided that the labor may be commuted by paying \$4.00 on or before the first day of March of each year, or within two days after being warned to work the road.

Sec. 11. That an act entitled an act to amend an act entitled an act to better provide for establishing, working and maintaining the public roads and bridges of Walker county, Alabama, "approved March 1st, 1901," approved March 6th, 1903, shall be and is hereby repealed.

Sec. 12. That all laws in conflict with this act, local, general and special, in so far as they pertain to Walker county, Alabama, be, and the same are, hereby repealed.

II. B. Musgrove,
J. R. Pll,
J. J. Curtis,
L. W. Lollar,
J. H. Bankhead, Jr.,
J. W. Shepherd,
Committee.

The bill may be amended so as to name in the bill the first three commissioners.

Also,

H. 1347. To repeal in so far as it affects Washington county, an act of the Legislature of Alabama, approved December 13, 1894, to regulate and prescribe the manner of electing the county commissioners of Washington county; to provide how and by whom said county shall be divided into districts and precincts; and to prescribe the manner of electing the county commissioners for said county.

And sends the same herewith to the Senate with notice and proof attached and herewith exhibited as follows:

NOTICE.

Notice is hereby given that a bill will be introduced at the present session of the Legislature of Alabama providing for the repeal, in so far as it effects Washington county, of an act approved December 13th, 1894, which said act provided that each voter in said county

was entitled to vote for each commissioner thereof; so as to provide for the election of county commissioners in Washington county by the voters in the commissioner's district in which said commissioner resides; and to repeal all laws or parts of laws in conflict.

1-14-4.

State of Alabama, }
Washington County. }

I, Wallace P. Pruitt, editor of the Washington County News, a newspaper published at Chatom, Washington county, Alabama, do hereby certify that a copy of the notice of election of commissioners, as per clipping hereto attached, was published weekly in the regular and entire issue of said newspaper, and not in any supplement thereof, for four consecutive weeks, commencing with the issue dated January 14th, 1915, and ending with the issue dated February 4th, 1915. I further certify that I have the right and authority to make this affidavit.

Wallace P. Pruitt.

Sworn to and subscribed before me on this, the 2nd day of February, 1915.

Mary Rogers,
Notary Public.

Also,

H. 1552. To regulate and provide for the payment of claims against the fine and forfeiture fund of Autauga county.

And sends the same to the Senate with notice and proof attached and herewith exhibited as follows:

A BILL

To be entitled an act to regulate and provide for the payment of claims against the fine and forfeiture fund of Autauga county.

Be it enacted by the Legislature of Alabama:

Section 1. That from and after the passage of this act, all persons owning outstanding claims commonly known as "witness certificates and officers script," either or both, against the fine and forfeiture fund of Autauga county, whether the same has heretofore been filed or registered or not, must within six months from

the first day of August, 1915, or by February first, 1916, file the same with the county treasurer, or the person acting in his stead, for the purpose of registering and numbering the same. And all such claims not so filed, registered and numbered shall be forever barred; provided, that all such claims so filed and marked registered shall at the time of filing the same constitute under the law prior to this enactment and be an accrued claim or charge against said fund.

Section 2. Be it further enacted, That the said treasurer, or person acting in his stead, shall register said claims or debts presented to him for registration, under this act, which registration will show the name of the claimant, the character of the claim, the number of the claim, the amount claimed and the time when said claim accrued. Provided, however, that when such claims are presented to the treasurer of said county, he shall endorse upon such claims the name of the owner of such claims or claim, and the date on which such claim or claims were presented for registration, and such treasurer, or person acting in his stead, shall give the owner of such claim or claims a receipt for the same and shall keep such claim or claims in his possession until six months after the first day of August, 1915, or until the first day of February, 1916, after which time he shall immediately register all such claims in the order in which they occurred and shall so number them in the order of the priority, giving the oldest claim preference in numbering; and after which registration said claim or claims shall be returned to the owner thereof.

Section 3. Be it further enacted, That said treasurer, or person acting in his stead, shall by publication once a week in some newspaper published in said county for four consecutive weeks, requiring all persons holding any such claims against said county to present the same for registration by or before the first day of February, 1916, or the same shall be forever barred. The expense of such publication shall be paid by the said county.

Section 4. Be it further enacted, That all claims accruing after the passage of this act shall be registered by such treasurer in the order in which they accrue, within six months after the same shall accrue, and if not so registered shall be forever barred.

Section 5. Be it further enacted, That such claims so registered as hereinbefore provided, shall be paid in the order in which they are registered.

Section 6. Be it further enacted, That the provisions of this act shall apply to claims which have heretofore been registered as well as those which have not been registered.

Section 7. Be it further enacted, That all valid claims against the said fund of the said county after the passage of this act shall be paid in their numerical order without regard to the kind or character of the claim.

Section 8. Be it further enacted, That all claims registered against the fine and forfeiture funds of Autauga county shall be accepted by the county treasurer, or any official of said county, authorized by law to receive said fines and forfeitures, registered claims regardless of their kind or character in payment or liquidation of any fine imposed by any court of said county or for the payment or liquidation of any forfeiture or judgment entered up in the courts of said county against sureties or parties against whom criminal charges are pending when said parties have failed to appear at the court on the day or at the time set for trial of any party or parties as required by the provisions of the bond under which they were released on bail.

Section 9. Be it further enacted, That this act shall take effect immediately on its passage.

Section 10. Be it further enacted, That all laws and parts of laws in conflict with the provisions of this act be and the same are hereby repealed.

The State of Alabama, }
Autauga County. }

Before me, W. W. Hinton, clerk of the circuit court in and for said county and state, personally appeared C. T. Kent, who being by me first duly and legally sworn, deposes and says on oath, that he is the manager and publisher of The Prattville Progress, a newspaper published every week in the city of Prattville, Autauga county, Alabama; and affiant further states that the above and foregoing bill was published in full in said newspaper once a week for four successive weeks commencing on the 24th day of June, 1915, and ending on the 15th day

of July, 1915. Affiant further states that the said bill was published as the law requires.

C. T. Kent,
Manager and Publisher of The Prattville Progress.

Sworn to and subscribed before me, this the 19th day of July, 1915.

W. W. Hinton,
Clerk of the Circuit Court of Autauga County.

And sends same herewith to the Senate.

W. F. Herbert,
Clerk.

HOUSE MESSAGES.

The House bills in the foregoing House message were severally read once and referred to appropriate standing committees as follows:

H. 1542, to the Committee on Finance and Taxation.

H. 1552, to the Committee on Judiciary.

H. 296, 1223, to the Committee on Revision of Laws.

H. 1347, 1563, 1587, to the Committee on Local Legislation.

H. 1348, 1449, 1448, to the Committee on Public Roads and Highways.

H. 1578, to the Committee on Penitentiary, Prison and Prison Punishment.

H. 1492, to the Committee on Fish, Game and Forestry.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has concurred in and adopted the conference report on the disagreement of the two Houses to the House amendments to Senate bill 461:

To designate certain public roads of the State of Alabama as State trunk roads and to provide the manner in which such roads shall be located, improved and maintained.

And returns said conference report to the Senate.

W. F. Herbert,
Clerk.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has concurred in the Senate amendments to

H. 686. To create a lien in favor of any laborer or employee of any person, firm or corporation engaged in the getting, cutting, rafting, shipping, hauling, or manufacturing of timber, lumber or cross ties and to provide for its enforcement.

Also,

H. 417. To establish an inferior court in precinct 29, in Jefferson county, Alabama, in lieu of all justices of the peace and notaries public, with powers of justice of the peace in said precinct, and to define the jurisdiction and powers of said court and the judge thereof.

W. F. Herbert,
Clerk.

REPORT FROM COMMITTEE ON ENGROSSED BILLS.

Mr. President:

Your Standing Committee on Engrossed Bills begs leave to report that said committee, in session, have examined and compared the following engrossed bills with the originals and find same correctly engrossed, to-wit:

S. 362. To authorize the court of county commissioners of Tallapoosa county to borrow money not exceeding twenty-five thousand dollars and to pay interest thereon.

S. 471. To authorize the secretary of State to sell for half price, according to the price now fixed by law, all reports published to date, codes, journals and acts of the Legislature.

S. 533. To provide for the appointment of an official court reported by each circuit judge in Alabama; to fix their compensation; define their duties and provide for special reporters in certain cases.

S. 579. To authorize the Governor, on request of the State board of education, and on recommendation of the State superintendent of education, to convey or dedicate the State's title to a marginal strip, for highway purposes, of high school property, whenever advisable to municipal authorities.

S. 626. To amend section 2967 of the Code of 1907.

S. 790. For the relief of Mercantile Paper Company, Montgomery Light & Water Power Company, Western Union Telegraph Company, Majors Construction Company, Alabama Machinery & Supply Company, Southern Typewriter Exchange, The Montgomery Fair, Davant Typewriter Company, L. C. Smith Brothers Typewriter Company, Remington Typewriter Company.

S. 808. To fix the compensation of circuit judges, circuit solicitors and assistant solicitors in all circuits in the State of Alabama which circuits are composed of only one county and having two or more judges, or which circuits may hereafter have two or more judges and to provide that a portion of such salaries be paid out of the county treasury of the counties constituting the respective circuit.

S. 833. To prohibit sheriffs, deputy sheriffs of counties and police officers or marshals of municipal corporations, of the town or city wherein such court is held from receiving fees for being witness in criminal cases.

S. 838. Regulating the fine and forfeiture fund in the different counties of the State of Alabama, prescribing what claims may be filed against the fine and forfeiture fund of the several counties, and prescribing the order of priority in which the same shall be paid.

S. 839. Regulating the fine and forfeitures of Houston county, Alabama, prescribing what claims shall be filed against the fine and forfeiture fund of the said county, and prescribing the order of priority in which the same shall be paid.

S. 851. To appropriate the sum of \$1,073.75 from the appropriation to the general educational fund for Limestone county, for scholastic year beginning October 1, 1915, for the reimbursement of W. H. McClellan, former superintendent of education for Limestone county.

L. A. Easterly,
Acting Chairman.

NOTICE.

Mr. Bulger gave to the Senate the following notice:

"Notice is hereby given that on tomorrow, the 43d day of the session, I will move to take from the adverse calendar S. 707, have same read by its title a second time and placed on the calendar."

RESOLUTION.

Mr. Judge offered the following resolution :

S. R. 164. Resolved by the Senate, That the Committee on Judiciary be and are hereby requested to make a report on S. 396, by 3 o'clock today.

And asked that the Senate give same immediate consideration.

Mr. Bonner moved that said resolution be referred to the Standing Committee on Rules, which motion prevailed, and said resolution was referred to the Standing Committee on Rules.

Yeas, 14; Nays, 12.

Yeas:

Messrs.:	Denson	Hartwell	Pride	
Bonner	Easterly	Hill	Thach	
Bulger	Ellis	Hollis	Wallace	
Burns	Green	Jones		—14.

Nays:

Messrs.:	Judge	Lee	Milner	
Arrington	Key	Lewis	McCain	
Hall	Kline	Lusk	Weathers	
Higgins				—12.

BILL TAKEN FROM ADVERSE CALENDAR.

Pursuant to notice heretofore given, Mr. Hartwell moved to take

H. 1052. To authorize the county board of education, or other school governing body by whatever name called, in all counties having a population of not less than eighty thousand (80,000) nor more than eighty-two thousand (82,000) according to the last or any succeeding Federal census to pay pensions to aged and indigent teachers out of the school funds of said counties.

From the adverse calendar, give the same a second reading and place it upon the regular calendar of the Senate, which motion prevailed, and said bill was taken from the adverse calendar, read a second time and placed on the regular calendar for a third reading on tomorrow.

ELECTION OF PAGES.

Mr. Wallace tendered the resignation of Sam Wesley Adams, as Page, which resignation was accepted by the Senate. He then nominated Fontaine Hollis to succeed the said Sam Wesley Adams.

The Senate proceeded to elect him by acclamation, and the President of the Senate declared him duly elected a Page of the Senate for the unexpired term.

Mr. Milner tendered ~~the resignation~~ of James Sowell as Page, which was accepted by the Senate.

Mr. Lewis nominated John Moffatt, Jr., as Page for the unexpired term. The Senate proceeded to elect by acclamation, and the President of the Senate declared him duly elected a Page for the unexpired term.

BILLS ON THIRD READING.

The bill,

S. 714. To increase and enlarge the powers of courts of county commissioners, and to authorize such courts to impose a license upon all persons, firms, or corporations, the owner of any saw mills, lumber camps, ore mines, coal mines, and manufacturing plants, not located in an incorporated city or town, and upon persons engaged in the business of hauling logs, lumber or other timber, or ore, coal, or manufactured products, and to provide penalties for violations of this act.

Was taken up.

Mr. Kline moved the engrossment and third reading of said bill, which motion prevailed.

Yeas, 12; Nays, 9.

Yeas:

Messrs.:	Green	Judge	Pride
Arrington	Hall	Kline	Thach
Brown	Higgins	Milner	Wallace
Denson			

—12.

Nays:

Messrs.:	Easterly	Key	Lusk
Bonner	Ellis	Lee	Weathers
Burns	Hill		

—9.

And said bill was read a third time at length and lost.

Yeas, 9; Nays, 11.

Yeas:

Messrs.:	Higgins	Kline	Thach
Brown	Jones	Pride	Wallace
Green	Judge		

—9.

Nays:

Messrs.:	Denson	Hall	Lewis
Bonner	Easterly	Hartwell	Lusk
Burns	Ellis	Hill	Weathers

—11.

The bill,

S. 735. To amend section 4656 of the Code.

Was read a third time at length and passed.

Yeas, 19; Nays, 0.

Yeas:

Messrs.:	Easterly	Higgins	Lusk
Brown	Ellis	Hollis	McCain
Bulger	Green	Judge	Pride
Cooper	Hall	Kline	Wallace
Denson	Hartwell	Lewis	Weathers

—19.

Nays, 0.

The bill,

S. 191. To provide for the listing and cancellation of all warrants drawn upon the State treasurer by the State auditor.

Was taken up.

The following amendment offered by the Committee on Finance and Taxation, to-wit:

Amend the bill by striking out the word "two" where it occurs in line 10, in section 1, and insert in lieu thereof the word "four."

Was adopted.

Yeas, 21; Nays, 0.

Yeas:

Messrs.:	Brown	Burns	Easterly
Bonner	Bulger	Denson	Ellis

Green	Jones	Lusk	Thach
Hall	Judge	Milner	Wallace
Hartwell	Kline	Pride	Weathers
Higgins	Lewis		—21.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 21; Nays, 0.

Yeas:

Messrs.:	Ellis	Hollis	Milner
Brown	Green	Judge	Pride
Bulger	Hall	Kline	Thach
Burns	Hartwell	Lewis	Wallace
Denson	Higgins	Lusk	Weathers
Easterly	Hill		—21.

Nays, 0.

The bill,

H. 989. To amend section 5838 of the Code of Alabama, 1907.

Was taken up.

The following substitute offered by the Committee on Revision of Laws, to-wit:

Substitute for House bill No. 989:

A BILL

To be entitled an act to amend section 5838 of the Code of Alabama of 1907 as amended by an act of the Legislature of Alabama, approved August 20th, 1915.

Be it enacted by the Legislature of Alabama:

That section 5838 of the Code of Alabama of 1907 as amended by an act of the Legislature of Alabama, approved August 20th, 1915, be amended so as to read as follows:

5838. The court of county commissioners or courts of like jurisdiction may accept a money compensation to be fixed by them not to exceed ten dollars (\$10.00) per capita, per annum from those liable for road duty in lieu of

the labor required by law on public roads, provided that in counties of a population of thirty-five thousand (35,000) and under as shown by the last Federal census the amount in lieu of labor shall not exceed five dollars (\$5.00). Said money to go into the road fund of said county and to be appropriated exclusively to the public roads in the precinct or beat from which the money was collected. No contract under this article shall be let to any State, county or municipal officer or to any firm or corporation in which such officer is interested.

Was adopted.

Yeas, 19; Nays, 0.

Yeas:

Messrs.:	Ellis	Judge	Milner
Brown	Hall	Key	Pride
Bulger	Hartwell	Kline	Thach
Burns	Higgins	Lewis	Wallace
Easterly	Hollis	Lusk	Weathers

—19.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 21; Nays, 1.

Yeas:

Messrs.:	Ellis	Judge	McCain
Bonner	Green	Key	Pride
Bulger	Hall	Kline	Thach
Burns	Hartwell	Lewis	Wallace
Cooper	Higgins	Milner	Weathers
Easterly	Hollis		

—21.

Nay—Mr. Lusk—1.

The bill:

S. 548. To further regulate pleadings in action and proceedings at law.

Was taken up.

The following amendment offered by the Committee on Judiciary, to-wit:

Amend by striking out the word "three" where it appears in the bill and insert in the place thereof the word "five."

Was adopted.

Yeas, 21; Nays, 1.

Yeas:

Messrs.:	Easterly	Judge	Milner
Arrington	Ellis	Key	McCain
Brown	Hall	Kline	Pride
Bulger	Hartwell	Lee	Wallace
Burns	Higgins	Lusk	Weathers
Denson	Hill		

—21.

Nay:—Mr. Lewis—1.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 22; Nays, 1.

Yeas:

Messrs.:	Denson	Hill	Milner
Arrington	Easterly	Judge	McCain
Bonner	Ellis	Key	Pride
Brown	Hall	Kline	Thach
Bulger	Hartwell	Lee	Weathers
Burns	Higgins	Lusk	

—22.

Nay:—Mr. Lewis—1.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has concurred in the Senate amendment to H. 989. To amend section 5838 of the Code of Alabama, 1907.

W. F. Herbert,
Clerk.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has concurred in and adopted the report of the Committee on Conference on the disagreement of the

two Houses on the Senate amendments to H. 850 and said bill and the report of the Committee of Conference is herewith sent to the Senate for its consideration.

W. F. Herbert,
Clerk.

To the President of the Senate:

To the Speaker of the House:

Your Committee on Conference, having under consideration House bill No. 850, beg leave to report as follows:

1. We recommend that the Senate recede from all amendments adopted by it.

2. We further recommend the adoption by the Senate of the following amendments:

Amend by adding after the words "general revenues" in the caption the following words: "Abolish the State tax commission, and to transfer all its powers, authority and jurisdiction, and all proceedings pending for assessment and collection of taxes."

Also amend by striking out of subdivision 1 of section 2, the following words: "And all other property now exempt by law."

Also amend by inserting in subdivision 7 of section 2, after the word "oxen" the words "or one mule, or one horse used for farm purposes."

Also amend by striking out of subdivision 7, the word "stock" before the word "hogs."

Also amend said bill by striking out sections 3, 5, 6, 7, 7B, 7½, 8, 9, and 11.

Also amend by inserting at the end of subdivision 1 of section 14, after the word "soil," the following words: "except growing crops."

Also amend said act by adding at the end of subdivision 2 of section 14, on page 4 of the bill, the following: "And street railroads, printing presses and materials."

Also amend by adding to the end of subdivision 3 of section 14, the following words: "regardless of where such vessel may be registered."

Also amend by striking out of subdivision 6 of section 14, the following: "all solvent credits, or credits of value from which money loaned or credits, the indebtedness of the taxpayer shall be deducted, and the excess only shall be taxed."

Also amend by inserting in section 19 after the word "share" and before the words "shall constitute" in line 14 from bottom of section, the word "issued."

Amend section 22 so as to read as follows:

Section 22. Every corporation organized under the laws of this State, except strictly benevolent, educational or religious corporations, or banks or banking institutions, or building and loan associations regularly organized under the laws of this State or any other State, shall pay annually to the State an annual franchise tax of forty cents on each one thousand dollars of its paid up capital stock.

Every corporation organized under the laws of any other state, nation or territory and doing business in this State, except strictly benevolent, educational or religious corporations, or banks or banking institutions, or building and loan associations, shall pay annually to the State an annual franchise tax of forty cents on each one thousand dollars on the amount of capital actually employed in this State.

Subdivision 1. The President or any executive officer or the secretary of every corporation subject to a franchise tax under this section shall make a written statement under oath to the probate judge showing the name of the corporation, the state or country under whose laws incorporated, its principal place of business in this State: if a domestic corporation, the amount of its capital stock; if a foreign corporation, the actual amount of capital employed in this State, if it is a corporation at the time of the statement authorized to do business in this State, or the actual amount of capital it is proposed shall be employed in this State, if it is a corporation not then qualified to do business in this State.

Subdivision 2. The judge of probate with whom any such statement is filed may summon before him any of the officers of the corporation, or any other witness, and swear and examine them, and inspect any of the books, papers, or documents of the corporation, and for that purpose may compel their production as courts of equity might do; and if he is satisfied from the evidence thus obtained that the amount of the capital of the corporation is less than stated, and in the case of a foreign corporation (than the amount of the capital actually em-

ployed or to be employed), as the case may be, in this State is placed in the statement at a less amount than it should be, he shall demand payment of the tax upon the amount of capital which he finds is actually employed or to be employed in this State.

Subdivision 3. Either the State or the corporation may appeal from the finding of the probate judge to the circuit court in the same manner as may be done when any court of county commissioners passes upon a contested assessment of property for taxation, and the proceeding subsequent to the appeal shall be the same as in such cases.

Subdivision 4. No foreign corporation required to pay a tax under this article shall do any business in the State of Alabama not constituting interstate commerce, or maintain or demand any action in any of the courts of this State upon a contract made in this State other than contracts based upon interstate commerce, unless such corporation shall have paid such tax within sixty days after the same became due.

Subdivision 5. The payment of the franchise tax required by this article in any one county shall be sufficient, notwithstanding the said corporation may do business or have a resident agent in more than one county.

Subdivision 6. The payment of the franchise tax required by this article shall not exempt any corporation paying the same from the payment of the regular license or privilege tax specified or required for engaging in or carrying on any business for the engaging in or carrying on of which a license is required of individuals, firms, or corporations.

Subdivision 7. In addition to the amount of franchise tax required by this section to be paid to the State, the courts of county commissioners or other courts of like jurisdiction may, at any regular or special term, levy a county franchise tax in such amount, not exceeding fifty per cent of the State franchise tax, for county purposes as in its judgment may be necessary; provided, that payment in one county only shall be required.

Subdivision 8. In ascertaining the amount of the annual franchise tax which shall be paid by any foreign corporation doing business in this State under this section, there shall be deducted from the amount of the cap-

ital employed by such corporation in this State the aggregate amount of loans of money made by such corporations in this State, and which shall be secured by existing mortgage or mortgages to it on real estate in this State, and upon which mortgages there shall have been paid the recording privilege tax provided by law.

Also amend by striking out the word "stub" in section 24, line 5, and insert in lieu thereof the word "duplicate."

Also amend section 42 by striking out the first "or" therein, and insert a comma, and by adding after "deputy" the words "or other officer administering the oath to the taxpayer." Further amend section 42 by striking out the word "receiving" before "his returns" and insert in lieu thereof the word "making." Also amend said section 42 further by inserting after the words "of which" and before the words "were trustee" in line 5, the word "you;" and amend further by inserting after the words "insurance thereon" and before the words "so help you God," in line 7, the words "and this return is made upon your personal knowledge."

Also amend section 43 by inserting after the word "assessor" and before the words "shall particularly" in line 1, the following: "his deputy or other officer." Amend said section further by inserting after the words "tax assessor" and before the words "shall require" in line 6, the following: "his deputy or other officer administering the oath."

Also amend section 44, subdivision 4, by inserting after the words "of the county" and before the words "and if" in line 2, the words "or if a plat is accessible."

Also amend section 46, line 4, by inserting after the words "sent post paid" the words "by registered mail with return receipt demanded," and strike out the words "through the mail."

Also amend by striking out of section 47 these words, "and not solvent credits so."

Also amend section 48, line 1, by inserting after the words "taxpayer" where appearing the second time, "having authority to make tax returns." And amend said section further by striking out the following, beginning with "which misdemeanor" down to the end of the section.

Also amend section 49 by striking out the word "fifty" where it occurs in the next to the last line from the bottom, and insert the word "ten."

Also amend section 54 by striking out after the word "appointment where it appears the second time in said section, the following: "and it shall be the duty," etc., down to and including the last word of said section.

Also amend section 59 by striking out the words "tax assessor" where they occur in lines 1 and 2 of said section 59, and insert in lieu thereof the words "chairman of the county board of equalization."

Also amend section 60 further by striking out the following: "on which day the taxes shall become due and payable."

Also amend section 61 by inserting after the words "judge of probate" and before "within his county" these words, "or can be procured."

Also amend section 68 by inserting after the words "tax collector" these words "in writing."

Also amend section 69 by striking out the words "twenty-one" and insert in lieu thereof the word "thirty."

Also amend section 70 by striking out these words: "at the regular August, 1915, term of said court, and insert in lieu thereof "within thirty days after the passage of this act."

And further amend by adding after the last word of section 70, these words: "on certificate by the judge of probate of such failure."

Also amend section 74 by striking out the words "twenty-one where they appear, and insert in lieu thereof "thirty."

Also amend section 74 further by inserting after the words "without fear," the words "or favor" and amend said section further by inserting after the words "valuation of property" the words listed for taxation, or submitted to me for valuation."

Also amend section 78 by inserting after the words "less than three" the words "nor more than six dollars except that in counties of more than seventy-five thousand population they may be paid not more than ten."

Also amend section 82 by adding at the end thereof the following, "provided that in the event the value of

the real or personal property of any taxpayer is increased by the board of equalization over the assessed value thereof for the preceding year, the taxpayer shall be furnished by mail or in person with a statement showing separately the valuation of his personal property and his real property and also that the board will convene to hear objections to the valuation and to correct errors on the third Monday in June, which notice shall be given on or before the second Monday in June; but the failure to receive or to give such notice shall not affect the assessment."

Also amend section 82 by adding the following: "The expense of postage incurred by the tax assessor in carrying out the provisions of this section shall be paid in equal proportions by the county and State upon certified statement thereof by such assessor filed with the court of county commissioners and the auditor of Alabama."

Also amend section 90 by adding at the end thereof, "the duty of the county board of equalization to visit, inspect and examine each piece and parcel of real property in the several counties is directory and a failure to do so shall not invalidate the assessment made by such county board of equalization."

Also amend section 91 by striking out all of said section after the word "provided" in line 3 of said section.

Also amend by adding to section 93, "and shall have been a citizen of Alabama for a period of five years, and shall be over thirty years of age, and shall be a freeholder."

Also amend section 94 by inserting after the word "duties" line 2, the following: "shall enter into bond in the sum of five thousand dollars for the faithful performance of his duties, which bond shall be approved by the Governor."

Amend said section further by striking out all of the words after the word "advantage" in line 8, down to and including the word "office" in line 9.

Also amend said section 94 by striking out the words "rigidly" and "truly" in line 5 thereof.

Also amend section 106 by striking out all of the words after the word "equalization" on line 6, from the bottom of page 24, down to and including the word "accordingly" on line 4, from the bottom of said page.

Also amend by adding the following section 106¹/₂:

Section 106¹/₂. Whenever the county board of equalization shall have completed its work of revaluing and re-equalizing any class or classes of property, by order of the State board of equalization, as provided in section 106 of this act, the said county board of equalization shall certify under their signatures to the correctness thereof, and shall deliver said reassessment or re-equalization to the tax assessor of the county as their report, and the tax assessor shall hold them in his office subject to public inspection. The tax assessor shall then give notice by publication once a week for three consecutive weeks in a newspaper published in the county, if any be published in the county; if no newspaper be published in the county, by posting notice in at least three public places in the county, that the county board of equalization has returned its report, and that the same is open to inspection, and that the said board will convene at the court house in the county on a day to be named and fixed in said notice, to correct any errors in their valuation; and shall also give a like notice in person or by mail. It shall be the duty of the board to see that such notice is given, and to convene at the court house in their respective counties on the day named and fixed in said notice, and remain in session as long as may be necessary for the purpose of hearing objections, if any, made against said revaluation and re-equalization so fixed by said county board, and that at such meeting any property owner may appear in person or by attorney and make his objections to the values made by the county board of equalization, and produce evidence in support thereof. And it shall be the duty of the county board of equalization to examine the complainant under oath, and to examine any other witnesses under oath, as to the reasonable cash value of the property of said owner, and if they find from the evidence that the re-values placed by them on the property was not sixty per cent of the reasonable cash value of such property, then they shall correct the valuation upon the tax returns as their report of said revaluation and re-equalization, so that it will show sixty per cent of the reasonable cash value, and such corrected amount so entered by the board shall constitute the taxable value of said property; but if the board shall find

from all the evidence that the re-valuation placed by them on the property was sixty per cent of the reasonable cash value thereof, then said re-valuation shall remain and stand as the taxable value of said property.

The revised and corrected property valuation thus made shall be fixed as the legal valuation of property for the payment of taxes, and it shall be the duty of the tax payer to pay his taxes thereon accordingly.

Also amend section 108 by striking out all of the words in the last line of said section after the word "misdemeanor."

Also amend section 154 by striking out all of the words in line 3, after the word "round" and also the words "appointments in the county" in line 4 before the word "in."

Also amend section 19 by inserting after the word "residence" in line 15 the following "or make demand by registered letter directed to his last known place of business or residence, return card demanded."

Also amend section 162 by striking out the word "stub" in the second line of said section.

Also amend section 163 by striking out the word "stub" wherever it occurs in said section.

Also amend said section further by inserting after the word "receipts" where it occurs in the first line, the words "with duplicate sheets" and amend further by inserting the word "duplicate" in said section, line 3, where the word "stub" is stricken. And amend further by inserting the word "duplicate" where the word "stub" is stricken in line 5.

Also amend section 191 by adding to said section after the last word therein the following words:

That for the failure of any tax collector to make any of the settlements herein required to be made by the 10th day of July of each year, he shall forfeit \$10.00 per day due him on the amount which may be due and payable by him on such settlements respectively; and it shall be the duty of the State auditor, or the county treasurer or custodian of county funds, as the case may be, to withhold all commissions in cases where settlements are not made by the said 10th day of July of each year.

Also amend section 198 by striking out all of the section after the words "shall receive" in line 7, and insert

in lieu thereof the following: "Such compensation as may be fixed by the governing body of such municipality, not to exceed one-fourth of one per cent for assessing and one-fourth of one per cent for collecting.

Also amend section 206 by inserting after the words "if any notice" in line 3 the following: "is not returned or."

Also amend section 236 by adding at the end of said section the following: "together with all costs which are adjudged against him in any suit concerning said land involving such tax title."

Also amend section 237 by inserting after the word "tax sale" in line 8 the following "for all amounts paid by him for such land together with cost of suit for same."

Also amend said section further by adding at the end thereof the following: "together with cost adjudged against him in suit for such lands."

Also amend section 241 by inserting at the end thereof the following "the court may order the land sold or condemn it to the satisfaction of the debt."

Also amend section 247 by striking out the words "day set for" in line 3 of said section after the words "before the" and before the word "trial."

Also amend said section further by striking out the word "twenty-five" in line 5, and insert in lieu thereof the word "ten."

Also amend section 254 by inserting after the word "county treasurer" in line 6, the following: "or custodian of the county funds."

Also amend further by inserting after the word "treasurer" in line 7, the words "or custodian of county funds."

Also amend section 258 by adding at the end thereof the following: "any one in possession shall have the right to the growing crops planted by him."

Also amend section 261 by striking out all of said section after the words "collector" on line 2, from the bottom of said section and insert in lieu thereof the following: "Such purchaser on failure of his title shall have his lien and charges assessed by the court or by a jury, and may foreclose the same by proceeding at law in such suit."

Also amend section 289 by striking out the word "or" in the second line of said section between the words "state and county" and insert in lieu thereof a comma, and insert after the word "county" where it occurs first on said line, the words "or municipal." And amend further by inserting after the word "county" and before the word "treasurer" where they occur in said line the words "or municipal."

Also amend further by inserting after the word "treasurer" ~~in said line, the words~~ "or other authority for receiving money belonging to the State, county or municipality."

Also amend section 290 by striking out all of said section after the word "state" in line 3 and insert in lieu thereof "shall be guilty of a misdemeanor."

Also amend said bill by adding thereto section 295. "If any section, clause or provision of this act shall be held to be void or ineffective for any cause, it shall not affect any other section, clause or provision of this act."

Also amend said bill by adding section 296, which said section 296 shall read as follows, to-wit:

Section 296. All proceedings for the assessment or collection of any taxes now pending before any board or officer whose authority, power or jurisdiction is terminated by this act, shall be and is immediately transferred from such officer, court or board, to the officer, court or board having authority and jurisdiction under this act, and shall be prosecuted and proceeded with as if originally commenced by or before such board or officer.

Also amend said bill by adding

Section 297. That all officers provided for in this act may be impeached in the same manner and for the same cause provided for in the Constitution of the State of Alabama, or as provided for in chapter 232 of the Code of Alabama, and may be tried as therein provided for other officers:

Also amend section 293 so as to read as follows:

Section 293. All laws in conflict with the provisions of this act are hereby repealed; provided, that all provisions of existing laws relating to taxation and revenues, which are not in conflict with the provisions of this act are not hereby repealed.

Also amend section 33, page 22, by inserting the word "county" after the word "special" in line 6, page 22.

Also amend subdivision 7 of section 97, page 48, by striking out the words "and the several sheriffs shall receive the same fees for subpoenas served in civil cases." Also amend said subdivision of said section by adding after the word witness in line 11 the words "with return receipt demanded."

Also amend subdivision 9 of section 97, page 48, by inserting after the word "visit" the words "in a body or separately."

Also amend section 148 by striking out the words "chief justice of the supreme court" in line 7 of said section, and insert in lieu thereof the word "Governor." And also amend by striking out the words in said line "chief justice" and insert in lieu thereof the word "Governor."

Also amend section 156, page 74, by inserting the word "county" after the word "special" in line 20, page 74.

Also amend the bill by re-numbering the sections, beginning with section No. 1.

And that the House concur in the foregoing Senate amendments.

All of which is respectfully submitted,

Harry T. Hartwell,

Alto V. Lee,

W. H. Key,

Thos. L. Bulger,

Committee on the part of the Senate.

Jno. B. Weakley,

Ernest B. Fite,

E. D. Johnston,

A. M. Tunstall,

Committee on the part of the House.

CONFERENCE REPORT.

Mr. Lusk moved that the report lie on the Secretary's desk until the next legislative day, and that the Secretary have 250 copies of said report printed for the use of the Senate.

Mr. Lee moved to lay the motion made by Mr. Lusk on the table, which motion prevailed, and said motion was laid upon the table.

Yeas, 18; Nays, 12.

Yeas:

Messrs.:	Burns	Hartwell	Milner	
Bell	Denson	Jones	Pride	
Bonner	Ellis	Key	Thach	
Brown	Green	Kline	Wallace	
Bulger	Hall	Lee		—18.

Nays:

Messrs.:	Faulk	Holmes	Lusk	
Arrington	Higgins	Judge	Weathers	
Cooper	Hill	Lewis	Winkler	
Easterly				—12.

Mr. Hartwell moved that the Senate concur in the report of the Conference Committee.

Mr. Lusk, as a substitute for the motion made by Mr. Hartwell, moved that the Senate nonconcur in the report of the Committee of Conference on the disagreement of the two Houses on Senate amendments to said House bill 850, and that a further conference be requested of the House, and that the Senate conferees be instructed to insist on the amendment adopted by this Senate as to franchise tax on corporations.

Pending the consideration of which,

RECESS.

At 1:05 P. M. on motion of Mr. Faulk the Senate took a recess until 3 o'clock this afternoon.

AFTERNOON SESSION—FORTY-SECOND DAY.

Tuesday, September 7, 1915.

The Senate re-assembled at 3 o'clock P. M.

ROLL CALL.

On a call of the roll, 31 Senators answered to their names, a quorum of the Senate.

INTRODUCTION OF BILLS.

Upon a call of districts bills were introduced, severally read one time and referred to appropriate standing committees, as follows:

By Mr. Milner:

S. 887. To appropriate the sum of \$1,162.41 out of any funds in the State treasury, not otherwise appropriated, to the following in the amounts set opposite their names, viz.: Richardson & Boynton, \$24.00; Red Feather Sales Co., \$727.06; Fulton Bag & Cotton Mills, \$24.00; Underwood Typewriter Co., \$44.00; Worrell Manufacturing Co., \$15.00; Worrell Manufacturing Co., \$18.00; Mitchell Vance Co., \$286.00; Blocton Coal Co., \$6.00; E. G. Fowler, \$3.35; Dixie Electric Co., \$16.00.

Committee on Finance and Taxation.

By Mr. Bulger:

S. 888. To divide the State of Alabama into ten congressional districts.

Committee on Privileges and Elections.

By Mr. Thach:

S. 889. To create and provide for a lien in favor of launderers, cleaners and dyers and provide for the enforcement thereof.

Committee on Judiciary.

By Mr. Brown:

S. 890. To authorize the State game and fish commissioner to reimburse any party or individual for any damage hereafter done to cultivated crops by wild deer to an amount not exceeding \$25.00, payable out of the game and fish protection fund.

Committee on Fish, Game and Forestry.

REPORTS OF COMMITTEES.

Mr. Milner, Chairman of the Standing Committee on Revision of Laws, reported that said committee, in session, had acted on the following bill and ordered same returned to the Senate with a favorable report, and it was read a second time and placed on the calendar, to-wit:

By Mr. Fite of Tuscaloosa:

H. 1162. To authorize the recording of affidavits relating to lands in certain instances, and to make said

affidavits, or certified copies of the record thereof, evidence sufficient prima facie to establish the facts therein recited.

Mr. Milner, Acting Chairman of the Standing Committee on Finance and Taxation, reported that said committee, in session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to-wit:

By Mr. Denson (by request):

S. 824. To appropriate the sum of \$330.90 to reimburse certain members of Governor's staff and to relieve certain members of the Governor's staff.

By Mr. Kline:

S. 812. To amend section 1761 of the 1907 Code of Alabama as amended by an act approved April 14, 1911, to read as follows:

By Mr. Bulger:

S. 814. To provide for extension work in agriculture and home economics, by giving instruction to men, women and young people in the several counties in Alabama, by continuing and improving farm demonstration work by organizing marketing clubs, by organizing and supervising boys' corn and pig clubs, girls canning clubs, women's clubs in home economics and by conducting other extension work through other means, all with a view to making farm life more profitable and attractive; to secure for Alabama the full amount of the funds conditionally appropriated by Congress under the Smith-Lever extension act for extension work in agriculture and home economics; and to make appropriations for these purposes.

By Mr. Wilson:

H. 1278. To provide for the protection of orchards, trees, farms, vines and shrubs, and the products of said orchards, trees, farms, vines and shrubs, and to provide punishment for violations of the provisions thereof.

Mr. Bell, Chairman of the Standing Committee on County and County Boundaries, reported that said committee, in session, had acted on the following bill and ordered same returned to the Senate with a favorable re-

port, and it was read a second time and placed on the calendar, to-wit:

By Mr. Hartwell:

S. 854. (With amendment.) To provide and create a commission form of government and to authorize the adoption of the same in all counties of the State of Alabama; to regulate the selection and election of commissioners and their terms of office and retention in and recall from office; to provide for the selection of one commissioner as president of the board, and the retention in office of certain officials; to fix the powers, duties and compensation of such commissioner; to punish improper conduct in connection with elections and petitions hereunder; to abolish the offices of tax assessor, tax collector, county treasurer and all other county offices except those where courts and schools are concerned, now held under the present form of county government in said counties, that adopt or have put in force for them this commission form of government; and generally to authorize and provide for the creation and maintenance of said commission form of government.

Mr. Burns, Chairman of the Standing Committee on Commerce and Common Carriers, reported that said committee, in session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to-wit:

By Mr. Henderson:

H. 1123. To permit all common carriers in this State to grant free transportation to needy Confederate veterans to and from the State and national reunions of the United Confederate Veterans.

By Mr. Kline (with substitute):

S. 600. To require railroads in this State to cause the doors and windows of passenger coaches to be screened.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following House bills:

By Mr. Vaughan:

H. 1436. To amend an act approved April 22nd, 1911, entitled an act to require the tax collector of Montgom-

ery county to keep a record showing in abstract form the names of all registered voters who pay their poll tax, beginning with the year 1901 and each subsequent year, together with their ages, and to provide compensation therefor to be paid out of the county treasury, so as to read as follows:

With notice and proof thereto attached and herewith exhibited as follows:

NOTICE.

Notice is hereby given that a bill will be introduced at the session of the Alabama Legislature convening on July 13th, 1915, the substance of which will be to amend an act "to require the tax collector of Montgomery county to keep a record showing in abstract form the names of all registered voters who pay their poll tax, beginning with the year 1901, and each subsequent year, together with their ages, and to provide compensation therefor, to be paid out of the county treasury." Approved April 22, 1911, by requiring the probate judge of Montgomery county to keep the record and perform the duties which are now required of the tax collector under the provisions of said act.

July 2-9-16-23.

State of Alabama, }
Montgomery County. }

Before me, a notary public in and for said State and county, personally appeared J. B. Stern, manager of the Montgomery Daily Times, who, being duly sworn, deposes and says that the attached advertisement did appear in the Montgomery Daily Times for four consecutive weeks, on the following dates, viz., July 2nd, 9th, 16th, and 23rd.

J. B. Stern,
Manager The Montgomery Daily Times.

Subscribed to and sworn to before me, this 31st day of July, 1915.

Lewis W. Haigen,
Notary Public.

Also,

By Mr. McDonald:

H. 1605. To authorize and empower the board of revenue of Barbour county to appoint a clerk of said board, to prescribe his duties and fix his salary and repeal all conflicting laws.

With notice and proof thereto attached and herewith exhibited as follows:

The State of Alabama, }
Barbour County. }

Before me, A. W. Brown, notary public in and for said State and county, personally appeared T. G. Wilkinson, who, being duly sworn, deposes and says that he is the publisher, editor, manager of Eufaula Daily Citizen, a newspaper published in the city of Eufaula, county of Barbour and State of Alabama, and that the notice pasted to this affidavit and made a part hereof, was inserted, published and appeared regularly in the said Eufaula Daily Citizen once a week for four consecutive weeks, without costs to the State of Alabama. Affiant further deposes and says that the said notice was published on, to wit, the 28th day of June, 1915, and for four consecutive weeks thereafter as aforesaid.

(Signed.) Thos. G. Wilkinson.

Sworn to and subscribed before me, this the 28th day of July, 1915.

(Signed.) A. W. Brown,
Notary Public in and for said State and County.

NOTICE.

Notice is hereby given that application will be made to the Legislature of Alabama at its next session, which will convene in the city of Montgomery on the 13th day of July, 1915, and a bill will be introduced for passage at said session of the Legislature, the substance of which will be as follows, to wit: An act to authorize and empower the board of revenue of Barbour county to appoint a clerk of said board, to prescribe his duties, fix

his term of office and fix his salary and repeal all conflicting laws.

Be it enacted by the Legislature of Alabama:

Section 1. That the board of revenue of Barbour county shall elect a clerk of said board, fix his salary and term of office, and they shall have the right to discharge said clerk at any time, with or without cause.

Sec. 2. That said clerk shall meet with said board at all of its general and special meetings or sessions; he shall receive and prepare business and obtain information for the session of said board, and see to the execution of all orders thereof, to report to the board all infractions of the revenue law in said county of which he can obtain authentic information; under the direction of said board, to keep the minutes and records of the proceedings of said board in well bound volumes provided for that purpose, which shall always be open to the inspection of the citizens of said county, and generally do and perform such duties and matters as may be required of him by said board.

Sec. 3. That the clerk of said board must keep road books containing a complete list of all public roads in Barbour county, their names grades and road precincts, so that an easy reference may at all times be had.

Sec. 4. That said clerk shall issue commissions to all road apportioners appointed by the board as now or hereafter prescribed by law, and the copy of the order appointing said apportioners must be accompanied with a statement signed by said clerk of the road overseers on any road precinct, within their election precinct; a description of such road precinct, with the names and grades of the road assigned to such overseer. On the failure of the board to appoint any apportioners, or in the case of a vacancy, the clerk of said board shall appoint apportioners, who hold for the unexpired terms, or until the board appoints.

Sec. 5. That said clerk shall obtain from the probate judge of Barbour county or from the apportioners a list of the overseers appointed by the apportioners, appointed as prescribed by law, and it shall be his duty to issue commissions to said overseers. The copy of the order appointing an overseer must contain a de-

scription of his precinct and grade of the road, and be accompanied by a statement of the names of the apportioners of the election precinct, or precincts through which any part of the road assigned to him passes.

Sec. 6. In establishing new roads as now provided by law, the clerk of said board shall issue an order directed to such overseers appointed on such new road, directing the opening of the road through their precinct, which must be served and returned as hereinafter provided for the service and return of copies of appointment on overseers.

Sec. 7. That said clerk must within thirty days, after appointment of apportioners and overseers, deliver a copy of said statements and orders as herein provided to the apportioners and overseers, either himself or by deputy, if practicable, and if not leave the same at their residence, and return the original, with his endorsement of service to said board.

Sec. 8. The clerk of said board with the concurrence of the board of revenue of Barbour county, may pass upon the sufficiency of any excuse or resignation of any person for not accepting the appointment of overseer or apportioner, or any person who may resign his commission as overseer or apportioner of any road in Barbour county.

Sec. 9. All duties now, or hereafter, required of the probate judge and sheriff of Barbour county by law in relation to the roads of Barbour county, is hereby imposed upon, and made the duty of, the clerk of said board, and said probate judge and sheriff of Barbour county are hereby relieved of all such duties in relation to said roads.

Sec. 10. The probate judge and sheriff of Barbour county being hereby relieved of all duties in relation to public roads, all special or general laws allowing said probate judge or sheriff any compensation for performing such duties is hereby specially repealed.

Sec. 11. That if any section or provision of this act shall be declared to be void or unconstitutional, it shall not effect or destroy the validity or constitutionality of any other section or provision which is not in and of itself void or unconstitutional.

Sec. 12. That all laws and parts of laws, local or general, in conflict with the provisions of this act be, and the same are, hereby repealed.

And sends same herewith to the Senate without engrossment.

W. F. Herbert,
Clerk.

HOUSE MESSAGES.

The House bills in the foregoing House message were severally read once and referred to appropriate standing committees as follows:

H. 1605, to the Committee on Local Legislation.

H. 1436, to the Committee on Revision of Laws.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and adopted the following:

H. J. R. 224. Resolved by the House, the Senate concurring, That the secretary of state is hereby requested to return to the Governor House bill No. 971, and that the Governor is requested to erase his signature therefrom and return it to the House for the purpose of correcting clerical errors therein.

And send same herewith to the Senate.

W. F. Herbert,
Clerk.

HOUSE MESSAGE.

On motion of Mr. Arrington the Senate concurred in and adopted H. J. R. 224, set out in the foregoing message from the House.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has passed the following Senate bill, and returns same herewith to the Senate:

S. 687. For the incorporation of mutual co-operative societies or associations to promote and foster trade and commerce, to reform abuses relative thereto, to se-

cure freedom from unjust and unlawful exactions; to diffuse accurate and reliable information as to the standing of individuals seeking credit, to settle differences between its members, and to promote a more enlarged and friendly intercourse between the retail merchants, and to exempt the same from all corporate taxation and licenses.

W. F. Herbert,
Clerk.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has amended as therein shown and as amended has passed the following Senate bills:

S. 294. To amend section 3795 of the Code of Alabama of 1907.

S. 325. To impose a license or privilege tax of one dollar a year on each male and three dollars on each female dog, other than bull dogs, and five dollars on each bull dog in the State of Alabama, over four months of age, and to provide for the collection of such tax and to provide that all live stock killed or injured by any dog and all damages done thereto shall be paid for out of the dog tax fund, and to provide for the distribution of the surplus left in dog tax fund on the first day of March of each year.

And returns same herewith to the Senate.

W. F. Herbert,
Clerk.

HOUSE MESSAGE.

On motion of Mr. Hill, the Senate concurred in the following amendment by the House to Senate bill No. 294, the title of which is set out in the foregoing message from the House, to-wit:

Substitute to Senate bill 294:

A BILL

To be entitled "an act to amend section 3795 of the Code of Alabama of 1907."

Be it enacted by the Legislature of Alabama, That section 3795 of the Code of Alabama of 1907 be and the same is hereby amended so as to read as follows:

3795. (1487) (2324) (2687) (3353) (1963). To wife in case of cruelty or non-support by husband. In favor of the wife when the husband has committed actual violence on her person, attended with danger to life or health, or when from his conduct there is reasonable apprehension of such violence, or when the wife without support from him has lived separate and apart from the bed and board of the husband for five years next preceding the filing of the bill, and she has bona fide resided in this State during all of said period.

Amend Senate bill 294 by striking out the word "five" and by inserting in lieu thereof the word "two."

Yeas, 28; Nays, 1.

Yeas :

Messrs. :	Easterly	Hill	Miller
Arrington	Ellis	Hollis	Milner
Bell	Faulk	Jones	McCain
Bonner	Green	Key	Pride
Brown	Hall	Kline	Thach
Burns	Hartwell	Lee	Wallace
Cooper	Higgins	Lewis	Weathers
Denson			—28.

Nay :—Mr. Lusk—1.

On motion of Mr. Brown, the Senate non-concurred in the following amendment by the House to Senate bill No. 325, the title of which is set out in the foregoing message from the House, to-wit :

Amend section 2 by adding thereto these words:—provided that this act shall not apply to dogs in municipal corporations which impose a tag tax on such dogs.

Amend by adding the following: That if there is any surplus, after paying for the killing or injuring animals, it shall be applied by the probate judge to the payment of the traveling expenses and board of any person who has to attend the pasteur institute in Montgomery for treatment by reason of having been bitten by a mad dog, and who are unable to pay for these expenses.

Amend the bill by adding on line 6 second page of the bill the words "judge of probate or to."

Yeas, 28; Nays, 0.

Yeas:

Messrs.:	Ellis	Hollis	Lusk
Arrington	Faulk	Holmes	Milner
Bonner	Green	Judge	McCain
Brown	Hall	Key	Pride
Bulger	Hartwell	Kline	Thach
Burns	Higgins	Lee	Wallace
Cooper	Hill	Lewis	Winkler
Denson			

—28.

Nays, 0.

And requests a Committee of Conference, and the presiding officer of the Senate appointed as conferees on the part of the Senate, Messrs. Brown, Burrows and Bonner.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has amended as therein shown, and as amended has passed:

S. 406. To provide for the purchase of blank books, stationery and office supplies and materials for use in and by the several State offices, departments, commissions, bureaus and boards, other than the convict department, and for the use of the supreme court, the court of appeals, and the State and supreme court library.

And returns same herewith to the Senate.

W. F. Herbert,
Clerk.

HOUSE MESSAGE.

On motion of Mr. Bonner, the Senate concurred in the following amendment by the House to Senate bill No. 406, the title of which is set out in the foregoing message from the House, to-wit:

Amend Senate bill No. 406 by adding at the end of section 8 the following: "Provided that nothing herein contained shall affect any contract now existing and legally entered into."

Yeas, 30; Nays, 0.

Yeas:

Messrs.:	Easterly	Jones	Milner
Arrington	Faulk	Judge	McCain
Bonner	Green	Key	Pride
Brown	Hall	Kline	Thach
Bulger	Hartwell	Lee	Wallace
Burns	Higgins	Lewis	Weathers
Cooper	Hill	Lusk	Winkler
Denson	Holmes	Miller	—30.

Nays, 0.

NOTICE.

Mr. Lee gave to the Senate the following notice:

"Notice is hereby given that on tomorrow I will move to take from the adverse calendar, H. 1301."

REPORT FROM COMMITTEE ON RULES.

SPECIAL RULE BY RULES COMMITTEE.

Mr. Jones, Chairman of the Committee on Rules, reported to the Senate the following rule:

Be it resolved, That speeches in debate on the conference report now pending be limited to twenty minutes each, and that debate be closed at five o'clock, at which time a vote on the adoption of said report shall be taken.

And moves the adoption of said report. Mr. Lusk moved to lay said report and motion on the table, which was lost.

Yeas, 12; Nays, 15.

Yeas:

Messrs.:	Higgins	Holmes	Miller
Cooper	Hill	Lewis	McCain
Easterly	Hollis	Lusk	Weathers
Faulk			—12.

Nays:

Messrs.:	Brown	Hartwell	Lee
Arrington	Bulger	Jones	Pride
Bell	Ellis	Key	Thach
Bonner	Green	Kline	Wallace
			—15.

And the motion made by Mr. Jones then prevailed, and said rule was adopted and the report concurred in by the Senate.

UNFINISHED BUSINESS.

The Senate proceeded to consider the unfinished business of the morning session which was the motion made by Mr. Lusk that the Senate non-concur in the report of the Committee of Conference on the disagreement of the two Houses on the Senate amendments to House bill 850, requesting a further conference, with instructions to conferees, etc.

Mr. Lusk then made the further motion that the Senate non-concur in the report of the Committee of Conference on the disagreement of the two Houses on the Senate amendments to House bill 850 and ask for a further conference thereon and instruct the conferees to insist on amendments proposed by the Senate providing for appeals and trials by jury in case of assessments against natural persons as well as corporations.

Mr. Lee moved to table the motions made by Mr. Lusk.

Mr. Milner demanded a division of the question, and the motion to table the second motion of Mr. Lusk was lost.

Yeas, 13; Nays, 18.

Yeas:

Messrs.:	Green	Kline	Pride	
Bell	Hartwell	Lee	Thach	
Bulger	Jones	McCain	Wallace	
Ellis	Key			—13.

Nays:

Messrs.:	Cooper	Hill	Miller	
Arrington	Easterly	Hollis	Milner	
Bonner	Faulk	Holmes	Weathers	
Brown	Hall	Lewis	Winkler	
Burns	Higgins	Lusk		—18.

Mr. Lee then moved to table the first motion of Mr. Lusk, which prevailed.

Yeas, 19; Nays, 12.

Yeas:

Messrs.:	Cooper	Hill	Miller
Arrington	Easterly	Hollis	Milner
Bonner	Faulk	Holmes	Wallace
Brown	Hall	Judge	Weathers
Burns	Higgins	Lewis	Winkler

—19.

Nays:

Messrs.:	Green	Key	Miller
Bell	Hartwell	Kline	McCain
Bulger	Jones	Lusk	Pride
Ellis			

—12

Mr. Lusk then moved that his second motion to non-concur in the report of the Committee of Conference, with instructions to the conferees to insist on the Senate amendments relative to jury trials for natural persons as well as corporations, be adopted, which motion prevailed.

Yeas, 21; Nays, 10.

Yeas:

Messrs.:	Cooper	Hollis	Miller
Arrington	Denson	Holmes	McCain
Bonner	Easterly	Lee	Pride
Brown	Faulk	Lewis	Wallace
Bulger	Hall	Lusk	Weathers
Burns	Hill		

—21.

Nays:

Messrs.:	Hartwell	Key	Thach
Bell	Higgins	Milner	Winkler
Ellis	Judge	Price	

—10.

And the Senate non-concurred in the report of the Conference Committee and requested a further conference, and the President of the Senate appointed as conferees on the part of the Senate, Messrs. Hartwell, Bell, Key, Lee, Bulger.

MESSAGE FROM THE HOUSE.

Mr. President:

The House accedes to the request of the Senate for a further Committee of Conference on the disagreement of

the two Houses on the Senate amendments to H. 850.

Committee on part of the House: Messrs. Weakley, Tunstall, Fite of Marion, Bradshaw and Johnston of Madison.

W. F. Herbert,
Clerk.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bills:

H. 977. To amend section 6211 of the Code of Alabama of 1907.

H. 1206. To grant to owners of riparian lands upon navigable waters in the State of Alabama, the right and privilege in front of their riparian lands of installing wharves, docks, warehouses, sheds, tipples, chutes, elevators, conveyors and the like for receiving, discharging, storing, protecting, transferring, loading and unloading freight and commodities of commerce to and from vessels and carriers, and to use the riparian land in connection therewith, and to dredge out and deepen the approaches thereto and to charge and collect reasonable charges for the use thereof and to provide for the right to regulate such charges, and to provide for the exercise of the right of eminent domain.

H. 974. To amend sections 6450, as amended by an act approved August 25, 1909, and 6451, 6452, 6453, 6454, 6455, and 6456, as amended by an act approved Aug. 25, 1909, and 6457, 6458, 6460, 6461, 6462 and 6463, as amended by an act approved August 25, 1909, 6464, and 6465, as amended by an act approved August 25, 1909, of the Code of Alabama of 1907.

H. 975. To protect women and children from desertion and nonsupport by husbands and parents; making it a misdemeanor for a husband to desert or neglect to provide for the support of his wife, or for a parent to desert or neglect to provide for the support of his or her child, or children, under the age of sixteen years; prescribing the penalty therefor, and making provision for the apprehension and punishment of persons convicted of non-support or desertion; and providing for the taking of recognizances, and for the forfeiture and

enforcement of said recognizances; also providing for the appointment of probation officers and prescribing their duties and powers; and making chiefs of police and sheriffs and other peace officers, probation officers, in certain contingencies; and designating the courts which shall have jurisdiction of such matters.

And sends the same herewith to the Senate.

W. F. Herbert,
Clerk.

HOUSE MESSAGES.

The House bills in the foregoing House message were severally read once and referred to appropriate standing committees as follows:

H. 974, 975, 977, to the Committee on Revision of Laws.

H. 1206, to the Committee on Commerce and Common Carriers.

BILL RETURNED AND RECOMMITTED.

Mr. Thach, Chairman of the Standing Committee on Military, reported that said committee in session had acted on

H. 770. To appropriate the sum of seven thousand four hundred and fifty-six and seven one-hundredths (\$7,456.07) dollars to pay for the transportation of troops of the Alabama National Guard heretofore transported by railroad common carriers on the request or order of the Governor or Adjutant General.

And ordered same returned to the Senate with a favorable recommendation, with a request that it be re-referred to the Standing Committee on Finance and Taxation.

In pursuance of said request, the President of the Senate re-referred said bill to the Standing Committee on Finance and Taxation.

CONSIDERATION OF SPECIAL ORDERS.

The Senate proceeded to consider the special order, which was

S. 338. To regulate the purchasing of books, stationery and other material for the use of county officers and offices, prescribe what may be purchased, in what manner and by whom and for what use, at what time and prescribe penalties for violations of this act.

The Committee on Finance and Taxation offered the following amendment to said bill, to-wit:

And after last line of section 1:

5th. Supplies for jail and anything for use in any public building in the county.

And adding after section 9:

Section 10. Should any officers be temporarily out of such supplies he shall make written application to the commissioners court or board of revenue for such as may be needed until a purchase can be made for such general supply, and the court may, by order entered of record, authorize the purchase of such temporary supplies, which shall be purchased by the clerk of said court, and the same shall be delivered to such officer and his receipt taken and reported to the commissioners court or board of revenue and spread on the records.

And

Section 11. No county officer shall receive any gift or present before or after making of any contract hereunder from any one bidding or contracting.

And strike all of section 4.

And make section 10 read section 12.

And strike out the word ten in line 2 of section 3 and insert word five.

Mr. Lusk offered the following amendment to said committee amendment, to-wit:

Amend the amendment by striking out the words "And strike out all of section 4."

Which was adopted.

Mr. Lusk offered the following amendment to said committee amendment, as amended, to-wit:

Amend by adding to section 4: "And each class of work or goods or articles may be let or purchased separately, that is, all envelopes shall be purchased in a lot and all printing of blank deeds shall be let in one contract, and items by all other class or articles, and no order for any one class of articles or work shall be divided up."

Which was adopted.

And said committee amendment, as thus amended, was adopted.

Yeas, 23; Nays, 0.

Yeas:

Messrs.:	Cooper	Hall	Lewis
Arrington	Denson	Higgins	Lusk
Ball	Easterly	Holmes	Miller
Bonner	Ellis	Jones	Milner
Brown	Faulk	Judge	Weathers
Burns	Green	Kline	Winkler

—23.

Nays, 0.

Mr. Milner offered the following amendment to said bill, as amended, to-wit:

Amend section 2 of the bill by adding thereto the following:

In the event the requisition herein provided for is not made at the first term of the court of county commissioners, or the court of like power, it must be done at some other term of such court.

Which was adopted.

Yeas, 18; Nays, 0.

Yeas:

Messrs.:	Ellis	Higgins	Miller
Bonner	Faulk	Judge	Milner
Cooper	Green	Kline	Wallace
Denson	Hall	Lewis	Weathers
Easterly	Hartwell	Lusk	

—18.

Nays, 0.

Mr. Jones offered the following amendment to said bill, as amended, to-wit:

Provided, that in advertising for bids the said board shall submit complete specifications on each item of purchase.

Which was adopted.

Yeas, 18; Nays, 0.

Yeas:			
Messrs.:	Ellis	Holmes	Miller
Bell	Faulk	Jones	Milner
Bonner	Hartwell	Kline	Thach
Burns	Higgins	Lusk	Weathers
Easterly	Hollis		—18.

Nays, 0.

And said bill as thus amended, was read a third time at length and passed.

Yeas, 10; Nays, 8.

Yeas:			
Messrs.:	Higgins	Jones	Milner
Bonner	Hill	Lusk	Weathers
Faulk	Holmes	Miller	—10.

Nays:			
Messrs.:	Denson	Ellis	Kline
Brown	Easterly	Hollis	Thach
Burns			—8.

MESSAGE FROM THE HOUSE.

Mr. President:

The House accedes to the request of the Senate for a Committee of Conference on the disagreement of the two Houses on the House amendments to Senate bill 325, and the Speaker has named as conferees on the part of the House, Messrs. Bealle, Blackwell and Judge.

W. F. Herbert,
Clerk.

RECESS.

At 6:30 o'clock P. M., on motion of Mr. Bonner, the Senate took a recess until 8:30 P. M., when the Senate will consider only local bills.

NIGHT SESSION.

Tuesday, September 7, 1915.

The Senate re-assembled at 8:30 o'clock P. M.

ROLL CALL.

On a call of the roll 20 Senators answered to their names, a quorum of the Senate.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bills:

H. 1607. To provide for the appointment of bailiffs of courts in circuits composed of only one county and having four or more judges; to fix the compensation of said bailiffs and to provide for the payment thereof.

Also,

H. 209. To regulate and prescribe the manner and way of transferring, assigning and satisfying recorded liens or claim of liens on real property, and to fix the time when such recorded liens or claim of liens are presumed satisfied in all counties in the State of Alabama, which now have or which may hereafter have a population of more than one hundred and fifty thousand, according to last Federal census or any such census which may hereafter be taken.

And sends same herewith to the Senate without engrossment.

W. F. Herbert,
Clerk.

HOUSE MESSAGES.

The House bills in the foregoing House message were severally read once and referred to appropriate standing committee as follows:

H. 1607, 209, to the Committee on Judiciary.

MESSAGE FROM THE HOUSE.

Mr. President:

The Speaker and presiding officer of the House having signed the following House joint resolution and House bills, your signature thereto is requested:

H. J. R. 218. Requesting the board of trustees and the president of the University of Alabama to name the new woman's dormitory at the university in honor of Miss Julia Tutwiler.

Also,

H. J. R. 220. Extending congratulations to President Woodrow Wilson for his services to humanity in securing from the imperial German government guarantees for the protection of the lives of non-combatants, traveling on liners of belligerents.

H. 1401. To regulate the practice and procedure in courts of justices of the peace in Mobile county and on appeal and certiorari therefrom.

H. 1402. To provide for the distribution of the moneys which were held at the close of the 30th day of June, 1915, as contingent fund by any excise commission in this State.

H. 720. To require the county superintendent of education of Jefferson county to appoint a man living in T. 17, S. of R. 5 W. to take charge of section sixteen in T. 17 S. of R. 5, W. of the Huntsville meridian, lying in Jefferson county, Alabama, as trustee, and collect the rents and royalty thereof as they accrue; to file a bill as trustee as complainant, in the equity side of the circuit court of Jefferson county, Alabama, against the lessee, or lessees thereof, and Ira Van Salter, former trustee, for direction of the court in the management of the trust estate and to settle with the former trustee, and make new leases of the property when necessary, and take the management of the trust estate as long as it is in existence.

H. 936. To provide for the payment to F. E. Orum as the sole distributee of the estate of Charles Orum, deceased, out of the county treasury of Montgomery county the amount of seventy-five dollars; said amount having been heretofore paid into said treasury by Charles Orum, now deceased, as a forfeiture on the bond of William Green.

H. 500. To regulate appeals, in criminal cases, from inferior criminal courts and municipal courts and to provide for the trial of same in the appellate court.

H. 1187. For the relief of J. M. Burge, a Confederate soldier and a resident of Calhoun county, Alabama.

H. 773. To repeal an act entitled an act to establish a criminal court for the county of Pike with criminal jurisdiction in misdemeanor cases, approved February 25, 1889, Local Acts of Alabama, page 631, and all subsequent and amendatory acts relating to said court, to wit: The act approved the 17th day of September, 1903, and the act approved the 1st day of October, 1903, and all other acts relating to said court investing said court with civil as well as criminal jurisdiction, and to transfer all the civil and criminal proceedings therein pending and undisposed of, together with all dockets, papers and books relating to said cases in said law court or criminal court of Pike county, to the circuit court of said county, wherein said circuit court now have or may have jurisdiction of said cases, and to transfer all the papers and documents pending and undisposed of in said law court or criminal court to the justices of the peace of the different precincts of said county who now have or who may have jurisdiction to try and dispose of said cases; and to transfer all criminal cases pending and undisposed of in said court, begun by affidavit and warrant of arrest charging the commission of misdemeanors in said county, with the papers and documents relating to said alleged misdemeanors to the grand juries of said county for investigation and action, and to repeal an act entitled an act to provide for the election for Pike county, Alabama, of a county solicitor for said county, to fix his term of office and prescribe his duties, approved the 26th day of September, 1903, Local Acts of Alabama, page 652, and all subsequent and amendatory acts relating to said office of said county solicitor; and to provide for the appointment of a judge of said law court or criminal court of Pike county.

H. 889. To make an appropriation for feeding prisoners prior to January 18, 1915, and to provide for the payment for feeding prisoners for term ending September 30, 1915.

H. 1387. To make a further appropriation to pay the per diem and mileage of members, officers and employees of the Legislature of Alabama, and other expenses thereof for the present session.

H. 23. To provide for the election by the people of Senators of and from Alabama in the Senate of the United States.

H. 601. To amend section 3279 of the Code of Alabama, 1907.

H. 1428. To provide for elections, to authorize any county in the State and any school district now existing or hereafter formed in any county to levy and collect a special county tax for public school purposes, not exceeding thirty cents (30c) on each one hundred dollars (\$100.00) worth of taxable property in such county and in such school district.

H. 1447. To amend an act to establish the Warrior agricultural district in Tuscaloosa county, to provide for the securing of the same and the management of its affairs, and to levy taxes for maintaining the same, approved March 5th, 1901."

H. 386. To regulate divorce proceedings in any of the courts of Alabama.

H. 411. To prohibit the making or the awarding of loans of money in this State by any person, firm or corporation, domestic or foreign, by any plan, program, or schedule, which involves any lottery or scheme of chance in the nature of a lottery, and to provide for any violations of this act.

H. 1517. For the relief of candidates who have failed to comply with the provisions of that portion of section 6 of the act known as the corrupt practice act, approved June 19, 1915, which requires candidates to designate committees.

H. 1501. To amend sections 1, 2, and 4 of an act entitled "An act to require the commissioners court of Elmore county, Alabama, to publish the minutes of its proceedings at regular, special and adjourned terms in the newspaper printed and published in said county having the largest number of bona fide subscribers; to require said court to designate such newspaper; to provide for the furnishing of copy to the publisher of such newspaper for publication, and to provide compensation out of the treasury of said county for furnishing such copy, and for publishing the same," approved February 9th, 1911.

H. 864. To make mandatory the working of the male county convicts of Covington county on the public roads, bridges and public works of said county, and providing therefor.

H. 1349. For the relief of S. Y. Lamberth, former clerk of the circuit and county courts of Clay.

H. 913. To fix the compensation or salaries to be paid the sheriff, the judge of probate, and tax collector, and tax assessor, the clerk of the circuit court, and clerk of the criminal court, and the register in chancery of Jefferson county, and to regulate the payment of the same; to provide for the selection of clerical and other assistance to said officers, and the manner of fixing their compensation and paying the same, and to provide rules and regulations for the conduct and operation of such offices made necessary by changing the method and basis of compensation of such officers, and to prescribe when said act shall go into effect.

W. F. Herbert,
Clerk.

SIGNING OF BILLS.

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the Secretary of the Senate, signed the following bills and joint resolutions:

H. J. R. 218. Requesting the board of trustees and the president of the University of Alabama to name the new woman's dormitory at the university in honor of Miss Julia Tutwiler.

Also,

H. J. R. 220. Extending congratulations to President Woodrow Wilson for his services to humanity in securing from the imperial German government guarantees for the protection of lives of noncombatants, traveling on liners of belligerents.

H. 1401. To regulate the practice and procedure in courts of justice of the peace in Mobile county, and on appeal and certiorari therefrom.

H. 1402. To provide for the distribution of the monies which were held at the close of the 30th day of June,

1915, as contingent fund by any excise commission in this State.

H. 720. To require the county superintendent of education of Jefferson county to appoint a man living in T. 17, S. of R. 5 W. to take charge of section sixteen in T. 17 S. of R. 5, W. of the Huntsville meridian, lying in Jefferson county, Alabama, as trustee, and collect the rents and royalty thereof as they accrue; to file a bill as trustee as complainant, in the equity side of the circuit court of Jefferson county, Alabama, against the lessee, or lessees thereof, and Ira Van Salter, former trustee, for direction of the court in the management of the trust estate and to settle with the former trustee, and make new leases of the property when necessary, and take the management of the trust estate as long as it is in existence.

H. 936. To provide for the payment to F. E. Orum as the sole distributee of the estate of Charles Orum, deceased, out of the county treasury of Montgomery county the amount of seventy-five dollars; said amount having been heretofore paid into said treasury by Charles Orum, now deceased, as a forfeiture on the bond of William Green.

H. 500. To regulate appeals, in criminal cases, from inferior criminal courts and municipal courts and to provide for the trial of same in the appellate court.

H. 1187. For the relief of J. M. Burge, a Confederate soldier and a resident of Calhoun county, Alabama.

H. 1517. For the relief of candidates who have failed to comply with the provisions of that portion of section 6 of the act known as the corrupt practice act, approved June 19, 1915, which requires candidates to designate committees.

H. 773. To repeal an act entitled an act to establish a criminal court for the county of Pike with criminal jurisdiction in misdemeanor cases, approved February 25, 1889, Local Acts of Alabama, page 631, and all subsequent and amendatory acts relating to said court, to-wit: The act approved the 17th day of September, 1903, and the act approved the 1st day of October, 1903, and all other acts relating to said court investing said court with civil as well as criminal jurisdiction, and to transfer all the civil and criminal proceedings therein pend-

ing and undisposed of, together with all dockets, papers and books relating to said cases in said law court or criminal court of Pike county, to the circuit court of said county, wherein said circuit court now have or may have jurisdiction of said cases, and to transfer all the papers and documents pending and undisposed of in said law court or criminal court to the justices of the peace of the different precincts of said county who now have or may have jurisdiction to try and dispose of said cases; and to transfer all criminal cases pending and undisposed of in said court, begun by affidavit and warrant of arrest charging the commission of misdemeanors in said county, with the papers and documents relating to said alleged misdemeanors to the grand juries of said county for investigation and action, and to repeal an act entitled an act to provide for the election for Pike county, Alabama, of a county solicitor for said county, to fix his term of office and prescribe his duties, approved the 26th day of September, 1903, Local Acts of Alabama, page 652, and all subsequent and amendatory acts relating to said office of said county solicitor; and to provide for the appointment of a judge of said law court or criminal court of Pike county.

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H. 1428. To provide for elections, to authorize any county in the State and any school district now existing or hereafter formed in any county, to levy and collect a special county tax for public school purposes, not exceeding thirty cents (30c) on each one hundred dollars (\$100) worth of taxable property in such county and in such school district.

H. 1447. To amend an act to establish the Warrior agricultural district in Tuscaloosa county, to provide for the securing of the same and the management of its affairs, and to levy taxes for maintaining the same, approved March 5th, 1901."

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H. 411. To prohibit the making or the awarding of loans of money in this State by any person, firm or corporation, domestic or foreign, by any plan, program, or schedule, which involves any lottery or scheme of chance in the nature of a lottery, and to provide for any violations of this act.

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H. 1501. To amend sections 1, 2 and 4 of an act entitled "An act to require the commissioners court of Elmore county, Alabama, to publish the minutes of its proceedings at regular, special and adjourned terms in the newspaper printed and published in said county having the largest number of bona fide subscribers; to require said court to designate such newspaper; to provide for the furnishing of copy to the publisher of such newspaper for publication, and to provide compensation out of the treasury of said county for furnishing such copy, and for publishing the same," approved February 9th, 1911.

H. 1349. For the relief of S. Y. Lamberth, former clerk of the circuit and county courts of Clay.

H. 913. To fix the compensation or salaries to be paid the sheriff, the judge of probate, the tax collector, the tax assessor, the clerk of the circuit court, the clerk of the criminal court, and the register in chancery of Jefferson county, and to regulate the payment of the same; to provide for selection of clerical and other assistance to said officers, and the manner of fixing their compensation and paying the same, and to provide rules and regulations for the conduct and operation of such offices made necessary by changing the method and basis of compensation of such officers, and to prescribe when said act shall go into effect.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bill:

H. 1599. To authorize the construction of a dam in the Mulberry fork of the Warrior river at or near Sanders ferry, in Walker county.

With notice and proof thereto attached and herewith exhibited as follows:

State of Alabama, }
Walker County. }

Before the undersigned authority personally appeared L. S. Richardson, who, being first duly sworn, deposes and says that he is the publisher of the Mountain Eagle; that the Mountain Eagle is a newspaper of general circulation published at Jasper, in Walker county, Alabama, and that of affiant's knowledge the following notice, to wit:

NOTICE OF SPECIAL LAW.

Notice is hereby given that an application will be made to the Legislature of Alabama for the enactment of a law conferring upon Henry T. DeBardeleben, Eugene Fies and John London, or a corporation to be organized by them, the right to build, with the approval of the United States chief of engineers and the secretary of war, a dam in the Mulberry fork of the Black Warrior river at or near Sanders ferry, for the improvement of navigation, and to confer in the aid of such project the powers of eminent domain. July 28-4t.

Has been published once a week for four consecutive weeks in the said Mountain Eagle, and has appeared in those issues of said paper of dates following, viz.: July 28th, August 4th, August 11th, August 18th.

(Signed.) L. S. Richardson,
Publisher.

Sworn to and subscribed before me on this, 28th day of August, 1915.

E. W. Long,
Clerk Circuit Court.

And sends same herewith to the Senate without engrossment.

W. F. Herbert,
Clerk.

HOUSE MESSAGE.

The House bill in the foregoing House message was read once and referred to appropriate standing committee as follows:

H. 1599, to the Committee on Local Legislation.

REPORT FROM COMMITTEE ON ENGROSSED BILLS.

Mr. President:

Your Standing Committee on Engrossed Bills begs leave to report that said committee, in session, have examined and compared the following engrossed bills with the originals and find same correctly engrossed, to-wit:

S. 191. To provide for the listing and cancellation of all warrants drawn upon the State treasurer by the State auditor.

S. 548. To further regulate pleadings in action and proceedings at law.

S. 735. To amend section 4656 of the Code.

L. A. Easterly,
Acting Chairman.

BILLS ON THIRD READING.

The bill,

S. 834. To abolish the law and equity court of Madison county, and to provide for the transfer of causes pending therein, and the return of causes pending in the Supreme Court or Court of Appeals, on appeal therefrom, to the circuit and chancery courts of said county, respectively, according as such causes may be at law, civil or criminal, or in equity.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment.

Yeas, 18; Nays, 0.

Yeas:

Messrs.:	Bonner	Burns	Faulk
Bell	Brown	Cooper	Green

Hartwell	Holmes	Lusk	Thach
Higgins	Key	Miller	Wallace
Hill	Kline	Pride	—18.

Nays, 0.

The bill,

S. 866. To ratify and confirm the collection by J. J. Burks during the years 1911 and 1912 from the funds of said county the sum of \$96.90 for service rendered in his district, the said J. J. Burks being a duly qualified member of the board of revenue of Shelby county for said term.

Was read a third time at length and passed and ordered sent forthwith to the House without engrossment.

Yeas, 18; Nays, 0.

Yeas:

Messrs.:	Cooper	Higgins	Lusk
Bell	Faulk	Hill	Miller
Bonner	Green	Holmes	Pride
Brown	Hall	Key	Wallace
Burns	Hartwell	Kline	—18.

Nays, 0.

The bill,

S. 727. To further define, enlarge and prescribe the duties of the court of county commissioners of Cullman county, Alabama.

Was read a third time at length and passed and ordered sent forthwith to the House without engrossment.

Yeas, 18; Nays, 0.

Yeas:

Messrs.:	Faulk	Hill	Lusk
Bell	Green	Hollis	Miller
Bonner	Hall	Holmes	Pride
Burns	Hartwell	Key	Wallace
Cooper	Higgins	Kline	—18.

Nays, 0.

The bill,

S. 835. To repeal an act entitled an act to create the office of county solicitor for Madison county and to prescribe his duties and powers, and to fix his compensation or salary and to provide for his appointment and election, approved March 2nd, 1907.

Was read a third time at length and passed and ordered sent forthwith to the House without engrossment.

Yeas, 18; Nays, 0.

Yeas:

Messrs.:	Cooper	Higgins	Lusk
Bell	Faulk	Hill	Miller
Bonner	Green	Holmes	Pride
Brown	Hall	Key	Wallace
Burns	Hartwell	Kline	—18.

Nays, 0.

The bill,

H. 1135. To amend the game laws of the State of Alabama in so far as they apply to the county of Mobile, State of Alabama.

Was taken up.

Mr. Hartwell offered the following amendment to said bill, to-wit:

Amend H. 1135 by substituting the word October for the word November where it appears in line 3 of section 1. Further amend by substituting the word October for the word November where it appears in line 4, section 1.

Which was adopted.

Yeas, 20; Nays, 0.

Yeas:

Messrs.:	Ellis	Higgins	Lusk
Bell	Faulk	Hill	Miller
Bonner	Green	Holmes	Pride
Brown	Hall	Key	Thach
Burns	Hartwell	Kline	Wallace
Cooper			—20.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 18; Nays, 0.

Yeas :

Messrs. :	Cooper	Hill	Miller
Bell	Faulk	Hollis	Pride
Bonner	Green	Holmes	Thach
Brown	Hall	Kline	Wallace
Burns	Hartwell	Lusk	—18.

Nays, 0.

The bill,

H. 1314. To change and define the boundary line of St. Clair county, Alabama, between said county and the county of Jefferson.

Was taken up.

The following amendment offered by the Committee on County and County Boundaries, to-wit:

Amend House bill 1314 by striking out section one and inserting in lieu thereof, the following:

Section 1. That the boundary line between St. Clair county, Alabama, and the county of Jefferson be and the same is hereby changed, defined, fixed and established as follows: Bgin at the southwest corner of the southeast quarter of section 31, township 14 south of range 1 east, Huntsville meridian, which point is common to the counties of Blount, St. Clair and Jefferson; thence east two miles along the south boundary of said township 14 south to the northeast corner of the northwest quarter of section 4, township 15, south of range 1 east, thence south two miles to the southwest corner of the southeast quarter of section 9 in said township and range; thence east one-half mile to the northwest corner of section 15 in said township and range; thence south seven miles to the northeast corner of section 21, township 16, south of range 1 east; thence west two miles to the northewst corner of section 20, in said township and range; thence south four miles to the southwest corner of section 5, township 17, south of range 1 east; thence east three miles to teh southeast corner of section 3 in said township and range; thence south two miles to the

southeast corner of section 15 in said township and range; which last named point is common to the counties of St. Clair, Shelby and Jefferson.

Was adopted.

Yeas, 20; Nays, 0.

Yeas:

Messrs.:	Ellis	Higgins	Kline
Bell	Faulk	Hill	Lusk
Bonner	Green	Hollis	Miller
Brown	Hall	Holmes	Price
Burns	Hartwell	Key	Wallace
Cooper			

—20.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 21; Nays, 0.

Yeas:

Messrs.:	Ellis	Hill	Miller
Bell	Faulk	Holmes	Price
Bonner	Green	Key	Pride
Brown	Hall	Kline	Wallace
Burns	Hartwell	Lusk	Winkler
Cooper	Higgins		

—21.

Nays, 0.

The bill,

S. 849. For the relief of Thomas T. Palmer, ex-sheriff of Mobile county, Alabama, for serving subpoenas in various cases on witnesses to appear before the excise commission of the city of Mobile, Alabama.

Was read a third time at length and passed and ordered sent forthwith to the House without engrossment.

Yeas, 12; Nays, 7.

Yeas:

Messrs.:	Hall	Hollis	Thach
Burns	Hartwell	Holmes	Wallace
Faulk	Hill	Kline	Winkler
Green			

—12.

Nays:

Messrs.:	Bonner	Key	Miller
Bell	Brown	Lusk	Pride

—7.

The bill,

S. 818. To abolish the office of county treasurer of Autauga county, Alabama, and to require the tax collector and other officers of Autauga county, Alabama, to deposit to the credit of said county the funds belonging to the county in one or more of the banks of Autauga county, Alabama, as the court of county commissioners or board of revenue of Autauga county may by order direct, and subject to the order of the court of county commissioners or board of revenue.

Was read a third time at length and passed and ordered sent forthwith to the House without engrossment.

Yeas, 18; Nays, 0.

Yeas:

Messrs.:	Faulk	Hill	Miller
Bonner	Green	Hollis	Pride
Brown	Hall	Holmes	Wallace
Burns	Hartwell	Kline	Winkler
Cooper	Higgins	Lusk	

—18.

Nays, 0.

The bill,

S. 870. To provide for the appointment of bailiffs of courts in circuits composed of only one county and having four or more judges.

Was read a third time at length and passed and ordered sent forthwith to the House without engrossment.

Yeas, 23; Nays, 0.

Yeas:

Messrs.:	Ellis	Hill	Lusk
Bell	Faulk	Hollis	Miller
Bonner	Green	Holmes	Pride
Brown	Hall	Judge	Thach
Burns	Hartwell	Key	Wallace
Cooper	Higgins	Kline	Winkler

—23.

Nays, 0.

The bill,

S. 828. To make it a felony for any person unlawfully, wantonly, or maliciously to kill any animal which is the property of another, and to provide a penalty for such offense.

Was taken up.

The following amendment offered by the Committee on Judiciary, to-wit:

Amend S. 828 by striking out "wantonly or maliciously" and insert in lieu thereof these words: "intentionally and willfully" and strike out "animal" and insert in lieu thereof these words "horse, mare, gelding, colt, bull, ox, steer, cow, mule, donkey, jack or jennette."

Was adopted.

Yeas, 20; Nays, 1.

Yeas:

Messrs :	Ellis	Higgins	Lusk
Bell	Faulk	Hill	Miller
Bonner	Green	Holmes	Pride
Burns	Hall	Judge	Thach
Cooper	Hartwell	Kline	Winkler
Easterly			—20.

Nay:—Mr. Key—1.

And said bill, as thus amended, was read a third time at length and passed, and ordered sent forthwith to the House without engrossment.

Yeas, 18; Nays, 1.

Yeas:

Messrs.:	Cooper	Hartwell	Lusk
Bell	Easterly	Higgins	Miller
Bonner	Faulk	Hill	Pride
Brown	Green	Holmes	Winkler
Burns	Hall	Kline	—18.

Nay:—Mr. Key—1.

The bill,

H. 1335. For the relief of Horace Hood and to authorize the commissioners court of Crenshaw county to

pay warrant No. 2139 issued at the August term, 1910, of said court for capturing one Will Stevenson, said warrant being registered by county treasurer of said county on August 12, 1910, and bearing registered number 475.

Was read a third time at length and passed.

Yeas, 22; Nays, 0.

Yeas:

Messrs.:	Easterly	Hill	Lusk
Bell	Faulk	Hollis	Miller
Bonner	Green	Holmes	Thach
Brown	Hall	Judge	Wallace
Burns	Hartwell	Key	Winkler
Cooper	Higgins	Kline	—22.

Nays, 0.

The bill,

H. 432. To require apartments, buildings or premises occupied by persons suffering with or dying of tuberculosis on removal therefrom, to be disinfected.

Was read a third time at length and passed.

Yeas, 21; Nays, 0.

Yeas:

Messrs.:	Easterly	Hill	Lusk
Bell	Faulk	Hollis	Miller
Bonner	Green	Holmes	Pride
Brown	Hall	Key	Wallace
Burns	Hartwell	Kline	Winkler
Cooper	Higgins		—21.

Nays, 0.

ADJOURNMENT.

At 9:15 o'clock, on motion of Mr. Miller, the Senate adjourned until 9 o'clock tomorrow morning.

FORTY-THIRD DAY.

Wednesday, September 8, 1915.

The Senate met pursuant to adjournment, Lieutenant-Governor Kilby presiding.

PRAYER.

By Rev. Mr. Eaves of Birmingham.

ROLL CALL.

Present:

Messrs.:	Easterly	Hollis	Miller
Arrington	Ellis	Holmes	Milner
Bell	Elrod	Jones	McCain
Bonner	Faulk	Judge	Price
Brown	Green	Key	Pride
Bulger	Hall	Kline	Thach
Burns	Hartwell	Lee	Wallace
Cooper	Higgins	Lewis	Weathers
Denson	Hill	Lusk	Winkler

—35.

JOURNAL.

On motion of Mr. Kline the reading of the Journal of yesterday was dispensed with and the same was approved by the Senate.

INTRODUCTION OF BILLS.

Upon a call of districts, bills were introduced, severally read one time, and referred to appropriate standing committees, as follows:

By Mr. Miller:

S. 891. To provide the right to the landlord to prepare or work the land of share croppers or renters upon their failure so to do and to charge for said preparation or work.

Committee on Agriculture.

By Mr. Holmes:

S. 892. To provide for an appropriation to any county high school having an average attendance of more

than ninety pupils during the next preceding scholastic year, under certain conditions.

Committee on Finance and Taxation.

By Mr. Milner:

S. 893. To amend section 6300 (4341) (3785) (4349) (3700) (154). Burning insured house, vessel, etc., or casting away or destroying boat or vessel.

Committee on Banking and Insurance.

REPORTS OF COMMITTEES.

Mr. Pride, chairman of the Standing Committee on Penitentiary and Prison Punishment, reported that said committee, in session, had acted on the following bill and ordered same returned to the Senate with a favorable report, and it was read a second time and placed on the calendar, to wit:

By Mr. Chamberlain (by request):

H. 1587. To provide guards for the Mobile county jail and to fix their compensation; to repeal the act approved March 5th, 1903, entitled, "An act to provide guards for the Mobile county jail;" and to repeal the act approved November 23rd, 1907, entitled, "An act to provide for guards for the Mobile county jail."

Mr. Ellis, chairman of the Standing Committee on Constitution and Constitutional Revision and Amendments, reported that said committee, in session, had acted on the following bill and ordered same returned to the Senate with a favorable report, and it was read a second time at length as required by the Constitution and placed on the calendar, to wit:

By Mr. Hartwell:

S. 879. To submit to the qualified voters of the State of Alabama, an amendment to the Constitution of said State, providing a commission form of government for the counties of this State, under such regulations as may be prescribed by law; and to fix the time at which an election shall be held for said purpose.

Mr. Easterly, chairman of the Standing Committee on Public Health, reported that said committee, in session, had acted on the following bill and ordered same

returned to the Senate with a favorable report, and it was read a second time and placed on the calendar, to wit:

By Mr. Bealle:

H. 1367. To authorize courts of county commissioners, or other like boards, to expend money for the purpose of improving the sanitary conditions of their counties by laying trunk lines of sewers and constructing sewage disposal plants in localities contiguous to thickly populated communities, and to prescribe the terms on which connection with such sewers may be made.

Mr. Hall, chairman of the Standing Committee on Municipalities and Municipal Organizations, reported that said committee, in session, had acted on the following bill and ordered same returned to the Senate with a favorable report, and it was read a second time and placed on the calendar, to wit:

By Mr. Hartwell:

S. 880. To authorize the holding of elections by municipal corporations in the State of Alabama, for the purpose of obtaining authority to issue bonds for public purposes herein defined, and to provide for holding such elections, and declaring the result thereof, and to authorize the issue of such bonds when a majority of the voters participating in such election vote in favor of the issue of such bonds, and to regulate the issue, execution, sale and security of such bonds.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has passed the following Senate bills:

S. 720. To provide for the abolishment of the office of county treasurer for Barbour county; to authorize the board of revenue of Barbour county to designate or select a State or national bank as a repository of county funds, which said bank shall perform all duties hitherto appertaining to the office of county treasurer as such; to authorize the board of revenue to select a clerk of the board of revenue, to define the duties of said clerk and fix his compensation.

S. 434. To authorize the court of county commissioners, or any similar court by whatever name with like

jurisdiction in any county in the State, which county has a population of seventy-five thousand people and less than eighty-two thousand people, according to the last or any subsequent Federal census, to employ a trained nurse for the purpose of visiting and caring for citizens of said county who have any infectious or contagious disease, said nurse to be under the supervision and control of the county board of health and to be paid a salary not to exceed \$100.00 per month out of the general funds of the county.

S. 806. To require the court of county commissioners of Butler county to publish monthly in a newspaper published in said county a statement showing the receipts and expenditures of money for said county.

S. 747. To provide for the payment of all fines and forfeitures of Franklin county, in money only; and to regulate the registration and payment of all claims, which are by law payable out of said fund in said county.

S. 658. To repeal an act entitled an act "To amend section one of an act to incorporate the town of Clanton, in the county of Chilton, State of Alabama, and to repeal all former charters of said town, approved February 12, 1897.

S. 801. To amend section 4 of an act to provide for holding separate terms of the circuit court for Coffee county in the twelfth judicial circuit at Enterprise for the following portions of Coffee county, to-wit: Township 3, range 22, township 4, range 22, township 5, range 22, township 3, range 21, township 4, range 21, the east one-half of township 3, range 20, the following sections in township 4, range 20, to-wit: 13, 22, 23, 24, 25, 26, 27, 34, 35, 36, and all that portion of the territory in township 6, range 22, township 7, range 22, township 5, range 21, township 6, range 21, lying south of Pea river, and to regulate the holding of such court, to provide buildings and accommodations therefor, making its jurisdiction within such district exclusive of the jurisdiction it exercises when sitting at Elba in said county of Coffee, defining the powers of the judge and clerk thereof, and regulating the drawing of its grand and petit jurors and providing for the transfer of causes from the circuit court held at Elba to said court held at Enter-

prise, and from the latter to the former. Approved February 28, 1907.

S. 332. To repeal "An Act to regulate the fine and forfeiture fund of Coffee county and claims against said funds, and requiring all fines and forfeitures to be paid in money and making it a misdemeanor punishable by fine for any officer collecting moneys belonging to said fund to fail to pay the same to the county treasurer within sixty days from the collection thereof," approved March 11, 1911.

S. 786. To relieve J. R. Allen from liability for and on account of receiving money from the funds of Shelby county, on the following warrant, which was issued by the board of revenue of said county for his services as ex-officio fees as sheriff of Shelby county, Alabama, on January 9th, 1912, to wit: Warrant No. 374, for \$300.00.

S. 721. To require the election of members of courts of county commissioners, or boards of revenue of counties in this State, having or may hereafter have an area of one thousand five hundred and seventy-five square miles or more, by the voters only of the districts which such commissioners represent, and to make such officers ineligible to election as their own successors.

S. 767. To abolish the highway commission of Houston county, Alabama, and to repeal the act of creating same.

S. 733. To authorize and require the board of revenue and road commissioners of Mobile county to order an election to determine whether or not Mobile county should issue bonds for the construction of public school houses and buildings appurtenant thereto, within the county of Mobile, but without the corporate limits of the city of Mobile; to provide for the holding of such election and declaring the result thereof; and to provide for the issue of such bonds and for the disposition and administration of the fund procured by the sale of such bonds.

S. 604. To regulate the office of sheriff in counties of 81,000 population or over according to the last Federal census or any subsequent Federal census, to exempt the sheriffs of such counties from court costs; to authorize and empower the boards of revenue of such counties to

fix a number and compensation of the sheriff's deputies, guards and jailers; to exempt sheriffs from liability for the acts of the deputies except in certain cases; to require deputy sheriffs to execute official bonds conditioned, payable and approved as the bonds of sheriffs, and to provide for the payment of the premium on the sheriff's and deputies' bonds out of the county treasury; and to provide that all fees, charges and commissions taxable and collected as sheriff's fees, charges or commissions be paid into the county treasury, including fees for feeding prisoners to be paid into the general fund, and to create a fund designated as sheriff's fund, and to provide for the payment of the sheriff and his deputies, guards and jailers from such fund; authorizing the board of revenue to appropriate necessary money for the legal expense of the sheriff's office not otherwise provided for; authorizing the sheriff to employ an attorney to advise and represent him, whose compensation is to be fixed by the board of revenue, and paid out of the sheriff's fund; and providing when and how this act shall become effective.

S. 584. To amend section 3589 of the Code of Alabama.

S. 785. To remit, annul and cancel an alleged indebtedness claimed by the county of Shelby against A. P. Longshore in a suit pending in the circuit court of said county.

S. 784. To ratify and confirm the payment of certain county warrants paid by W. E. Harrison, as treasurer of Shelby county, Alabama, and to discharge said W. E. Harrison and his sureties on his official bond from all liabilities on account of the payment of such warrants.

S. 830. To relieve Frank Miller from all liability for and on account of receiving money to the amount of two hundred and thirty and 50/100 (\$230.50) dollars, from the funds of Shelby county, Alabama, during the years 1911 and 1912, for his services as acting as superintendent or supervisor of public roads in his district, while a member of the board of revenue of Shelby county, Alabama, for which suit is now pending in the circuit court of Shelby county, Alabama.

And returns same herewith to the Senate.

W. F. Herbert,
Clerk.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bills:

By Mr. Johnston of Madison:

H. 1484. To provide for extension work in agriculture and home economics, by giving instruction to men, women and young people in the several counties in Alabama, by continuing and improving farm demonstration work, by organizing marketing clubs, by organizing and supervising boys' corn and pig clubs, girls' canning clubs, women's clubs in home economics and by conducting other extension work through other means, all with a view to making farm life more profitable and attractive; to secure for Alabama the full amount of the funds conditionally appropriated by Congress under the Smith-Lever extension act for extension work in agriculture and home economics; and to make appropriations for these purposes.

By Mr. Yarbrough:

H. 1059. For organizing the farm boys and girls of Alabama into corn clubs, pig clubs, canning clubs, poultry clubs, and any other kind of farm life clubs for the purpose of encouraging, interesting and instructing the farm boys and girls in better methods of agriculture, home-making, cooking, sewing and gardening; to provide plans for carrying on this work, to make appropriations for these purposes, and to prescribe methods of drawing and spending same.

And sends same herewith to the Senate without engrossment.

W. F. Herbert,
Clerk.

HOUSE MESSAGES.

The House bills in the foregoing House message were severally read once and referred to appropriate standing committees as follows:

H. 1484. To the Committee on Finance and Taxation.

H. 1059. To the Committee on Finance and Taxation.

REPORT FROM COMMITTEE ON ENROLLED BILLS.

Mr. President:

Your Standing Committee on Enrolled Bills beg leave to report that said committee, in session, have compared the following enrolled bills with the engrossed and original bills, respectively, and find same correctly enrolled, to wit:

S. 406. To provide for the purchase of blank books, stationery and office supplies and materials for use in and by the several State offices, departments, commissions, bureaus, and boards, other than the convict department, and for the use of the Supreme Court, the Court of Appeals, and the State and Supreme Court library.

S. 294. To amend section 3795 of the Code of Alabama of 1907. (Relates to wife in case of cruelty or non-support by husband.)

S. 687. For the incorporation of mutual co-operative societies or associations to promote and foster trade and commerce, to reform abuses relative thereto, to secure freedom from unjust and unlawful exactions; to diffuse accurate and reliable information as to the standing of individuals seeking credit, to settle differences between its members, and to promote a more enlarged and friendly intercourse between the retail merchants and to exempt the same from all corporate taxation and licenses.

S. 461. An act to designate certain public roads of the State of Alabama as State trunk roads and to provide the manner in which such roads shall be located, improved, and maintained.

C. H. Miller,
Chairman.

SIGNING OF BILLS.

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the secretary of the Senate, signed the following bills:

S. 406. To provide for the purchase of blank books, stationery and office supplies and materials for use in and by the several State offices, departments, commissions, bureaus and boards, other than the convict department, and for the use of the Supreme Court, the Court of Appeals and the State and Supreme Court library.

S. 294. To amend section 3795 of the Code of Alabama of 1907. (Relates to wife in case of cruelty or non-support by husband.)

S. 687. For the incorporation of mutual co-operative societies or associations to promote and foster trade and commerce, to reform abuses relative thereto, to secure freedom from unjust and unlawful exactions; to diffuse accurate and reliable information as to the standing of individuals seeking credit, to settle differences between its members, and to promote a more enlarged and friendly intercourse between the retail merchants and to exempt the same from all corporate taxation and licenses.

S. 461. An act to designate certain public roads of the State of Alabama as State trunk roads, and to provide the manner in which such roads shall be located, improved and maintained.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bills:

H. 1045. To amend section 1279 of the Code of 1907. And sends the same herewith to the Senate.

Also,

H. 1531. To provide for the relief of Irby Collins and to make an appropriation therefor.

And sends the same herewith to the Senate with notice and proof attached and exhibited, as follows:

Alexander City, Ala., June 29, 1915.

To Whom This Concern:

Notice is hereby given that a bill will be introduced at the present session of the Legislature for the relief of Irby Collins who was tried and convicted for an assault with intent to murder and sentenced to imprison-

ment in the penitentiary for five years, and worked out about five and one-half months on said sentence, when another party plead guilty to the offense and sentenced to the penitentiary and it was shown that the said Irby Collins had nothing to do with the crime for which he was sentenced. An appropriation will be asked to cover the amount received by the State for the services of said Irby Collins.

T. E. Collins,
Father of Irby Collins.

The State of Alabama, }
Tallapoosa County. }

Before me, O. O. Colvin, a notary public in and for Tallapoosa county, came W. R. Jordan, who deposeth and says on oath that he is owner and publisher of the Alexander City Outlook, a weekly newspaper published in said county, and that the above notice appeared in said paper in the issues of June 30, July 7, 14, and 21, 1915.

W. R. Jordan,
Editor Outlook.

Sworn and subscribed to before me, the 13th day of August, 1915.

Otho O. Colvin,
Notary Public.

And sends same herewith to the Senate.

W. F. Herbert,
Clerk.

HOUSE MESSAGES.

The House bills in the foregoing House message were severally read once and referred to appropriate standing committees, as follows:

H. 1045. To the Committee on Municipalities and Municipal Organizations.

H. 1531. To the Committee on Finance and Taxation.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has concurred in the Senate amendment to:

H. 1314. To change and define the boundary line of St. Clair county, Alabama, between said county and the county of Jefferson.

Also,

H. 1135. To amend the game laws of the State of Alabama in so far as they apply to the county of Mobile, State of Alabama.

W. F. Herbert,
Clerk.

RESOLUTION.

The Rules Committee offered the following resolution:

S. R. 166. Be it resolved, that in general debate no Senator shall be allowed to speak more than ten minutes.

Which was adopted.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following House bills:

H. 1584. To amend an act entitled an act "to regulate the sale of cotton seed meal," approved November 22, 1907.

Also,

H. 1277. To amend sections 811, 812, 813, 814, 815, 818, and 819 of the Code of Alabama.

And send same herewith to the Senate without engrossment.

W. F. Herbert,
Clerk.

HOUSE MESSAGES.

The House bills in the foregoing House messages were severally read once and referred to appropriate standing committees as follows:

H. 1584. To the Committee on Agriculture.

H. 1277. To the Committee on Finance and Taxation.

MESSAGE FROM THE GOVERNOR.

September 8, 1915.

Mr. President:

I am directed by the Governor to deliver to the Senate a message in writing.

Respectfully,

W. E. Henderson,
Private Secretary.

To the Senate and House of Representatives:

One of the issues presented to the people of Alabama during the last campaign was the placing of public utility plants, such as street railways, water works companies, gas and steam heating companies, telegraph and telephone companies and electric and water-power companies, under the supervision of a public utility commission. The people indorsed this idea of regulating the rates, charges and facilities of such public utility companies in the State.

The idea is not at all new but has been adopted by most of the States and has been pronounced highly successful and satisfactory both to the people of the communities served and to the utilities of the State. This method of determining the rates, charges and facilities is not only just to the community directly served, but places them under the control of an impartial body which in and of itself insures a constant and economical service and removes them from the influence of local politics.

Many of the utilities such as I have mentioned are operating in two or more municipalities, thereby subjecting them to regulation by different governmental agencies, which can only result in its last analysis to the detriment alike to the people of the communities and to the utilities.

The capital invested in these utilities and the communities served should both receive our reasonable consideration. No agency is so well calculated and fitted to show this as a tribunal set apart and removed from local issues and having no personal or political ends to accomplish, but one entrusted with the sole idea of promoting the welfare and the interest of the State.

As railroads were constructed from one city to another and from one county to another it became evident that it was both just and expedient that a single governmental agency fix and control their rates and charges, and the Legislature, responding to the wishes of the people, created the railroad commission and entrusted to it this responsible duty. No one now questions the wisdom of this action. The populations of cities and towns throughout the State have increased so rapidly that the question relating to the rates, charges and facilities of the utilities operating therein are becoming more complex of solution, and more important alike to the individual citizens and the interest of the State. Street railways, gas companies, water works and water power companies, telephone and telegraph companies which formerly operated in a single town or city are now being operated in several towns or cities, and their rates, charges and facilities under the present laws are subject to regulation by the several municipalities in which and through which they operate.

It is apparent that a change in the method and agency of determining the rates and the charges of public utilities is necessary, and I therefore recommend that before you adjourn you pass the necessary laws constituting the railroad commission a public utility commission, and in addition to the power and authority now conferred by statute that such public utility commission be placed in jurisdiction over the rates and charges of all utilities within the State, whether operated by individuals, corporations or municipalities.

Chas. Henderson,
Governor.

GOVERNOR'S MESSAGE.

Mr. Denson moved to have 500 copies of the foregoing message from the Governor printed for the use of the Senate.

Mr. Faulk moved to lay the motion made by Mr. Denson upon the table, which motion was lost. And the motion made by Mr. Denson then prevailed, and the secretary was directed to have 500 copies of said message printed for the use of the Senate.

Report Conference Committee on H. 850.

Your Committee on Conference, having under consideration House bill No. 850, beg leave to report as follows:

1. We recommend that the Senate recede from all amendments adopted by it.

2. We further recommend the adoption by the Senate of the following amendments:

Amend by adding after the words "general revenues" in the caption the following words: "Abolish the State tax commission, and to transfer all its powers, authority and jurisdiction, and all proceedings pending for assessment and collection of taxes."

Also amend by striking out of subdivision 1 of section 2, the following words: "And all other property now exempt by law."

Also amend by inserting in subdivision 7 of section 2, after the word "oxen" the words "or one mule, or one horse used for farm purposes."

Also amend by striking out of subdivision 7, the word "stock" before the word "hogs."

Also amend said bill by striking out sections 3, 5, 6, 7, 7B, 7½, 8, 9, and 11.

Also amend by inserting at the end of subdivision 1 of section 14, after the word "soil," the following words: "except growing crops."

Also amend said act by adding at the end of subdivision 2 of section 14, on page 4 of the bill, the following: "And street railroads, printing presses and materials."

Also amend by adding to the end of subdivision 3 of section 14, the following words: "regardless of where such vessel may be registered."

Also amend by striking out of subdivision 6 of section 14, the following: "all solvent credits, or credits of value from which money loaned or credits, the indebtedness of the taxpayer shall be deducted, and the excess only shall be taxed."

Also amend by inserting in section 19 after the word "share" and before the words "shall constitute" in line 14 from bottom of section, the word "issued."

Amend section 22 so as to read as follows:

Section 22. Every corporation organized under the laws of this State, except strictly benevolent, educa-

tional or religious corporations, or banks or banking institutions, or building and loan associations regularly organized under the laws of this State or any other State, shall pay annually to the State an annual franchise tax of forty cents on each one thousand dollars of its paid up capital stock.

Every corporation organized under the laws of any other state, nation or territory and doing business in this State, except strictly benevolent, educational or religious corporations, or banks or banking institutions, or building and loan associations, shall pay annually to the State an annual franchise tax of forty cents on each one thousand dollars on the amount of capital actually employed in this State.

Subdivision 1. The President or any executive officer or the secretary of every corporation subject to a franchise tax under this section shall make a written statement under oath to the probate judge showing the name of the corporation, the state or country under whose laws incorporated, its principal place of business in this State; if a domestic corporation, the amount of its capital stock; if a foreign corporation, the actual amount of capital employed in this State, if it is a corporation at the time of the statement authorized to do business in this State, or the actual amount of capital it is proposed shall be employed in this State, if it is a corporation not then qualified to do business in this State.

Subdivision 2. The judge of probate with whom any such statement is filed may summon before him any of the officers of the corporation, or any other witness, and swear and examine them, and inspect any of the books, papers, or documents of the corporation, and for that purpose may compel their production as courts of equity might do; and if he is satisfied from the evidence thus obtained that the amount of the capital of the corporation is less than stated, and in the case of a foreign corporation (than the amount of the capital actually employed or to be employed), as the case may be, in this State is placed in the statement at a less amount than it should be, he shall demand payment of the tax upon the amount of capital which he finds is actually employed or to be employed in this State.

Subdivision 3. Either the State or the corporation may appeal from the finding of the probate judge to the

circuit court in the same manner as may be done when any court of county commissioners passes upon a contested assessment of property for taxation, and the proceeding subsequent to the appeal shall be the same as in such cases.

Subdivision 4. No foreign corporation required to pay a tax under this article shall do any business in the State of Alabama not constituting interstate commerce, or maintain or demand any action in any of the courts of this State upon a contract made in this State other than contracts based upon interstate commerce, unless such corporation shall have paid such tax within sixty days after the same became due.

Subdivision 5. The payment of the franchise tax required by this article in any one county shall be sufficient, notwithstanding the said corporation may do business or have a resident agent in more than one county.

Subdivision 6. The payment of the franchise tax required by this article shall not exempt any corporation paying the same from the payment of the regular license or privilege tax specified or required for engaging in or carrying on any business for the engaging in or carrying on of which a license is required of individuals, firms, or corporations.

Subdivision 7. In addition to the amount of franchise tax required by this section to be paid to the State, the courts of county commissioners or other courts of like jurisdiction may, at any regular or special term, levy a county franchise tax in such amount, not exceeding fifty per cent of the State franchise tax, for county purposes as in its judgment may be necessary; provided, that payment in one county only shall be required.

Subdivision 8. In ascertaining the amount of the annual franchise tax which shall be paid by any foreign corporation doing business in this State under this section, there shall be deducted from the amount of the capital employed by such corporation in this State the aggregate amount of loans of money made by such corporations in this State, and which shall be secured by existing mortgage or mortgages to it on real estate in this State, and upon which mortgages there shall have been paid the recording privilege tax provided by law.

Also amend by striking out the word "stub" in section 24, line 5, and insert in lieu thereof the word "duplicate."

Also amend section 42 by striking out the first "or" therein, and insert a comma, and by adding after "deputy" the words "or other officer administering the oath to the taxpayer." Further amend section 42 by striking out the word "receiving" before "his returns" and insert in lieu thereof the word "making." Also amend said section 42 further by inserting after the words "of which" and before the words "were trustee" in line 5, the word "you;" and amend further by inserting after the words "insurance thereon" and before the words "so help you God," in line 7, the words "and this return is made upon your personal knowledge."

Also amend section 43 by inserting after the word "assessor" and before the words "shall particularly" in line 1, the following: "his deputy or other officer." Amend said section further by inserting after the words "tax assessor" and before the words "shall require" in line 6, the following: "his deputy or other officer administering the oath."

Also amend section 44, subdivision 4, by inserting after the words "of the county" and before the words "and if" in line 2, the words "or if a plat is accessible."

Also amend section 46, line 4, by inserting after the words "sent post paid" the words "by registered mail with return receipt demanded," and strike out the words "through the mail."

Also amend by striking out of section 47 these words, "and not solvent credits so."

Also amend section 48, line 1, by inserting after the words "taxpayer" where appearing the second time, "having authority to make tax returns." And amend said section further by striking out the following, beginning with "which misdemeanor" down to the end of the section.

Also amend section 49 by striking out the word "fifty" where it occurs in the next to the last line from the bottom, and insert the word "ten."

Also amend section 54 by striking out after the word "appointment where it appears the second time in said section, the following: "and it shall be the duty," etc., down to and including the last word of said section.

Also amend section 59 by striking out the words "tax assessor" where they occur in lines 1 and 2 of said section 59, and insert in lieu thereof the words "chairman of the county board of equalization."

Also amend section 60 further by striking out the following: "on which day the taxes shall become due and payable."

Also amend section 61 by inserting after the words "judge of probate" and before "within his county" these words, "~~or can be procured.~~"

Also amend section 68 by inserting after the words "tax collector" these words "in writing."

Also amend section 69 by striking out the words "twenty-one" and insert in lieu thereof the word "thirty."

Also amend section 70 by striking out these words: "at the regular August, 1915, term of said court, and insert in lieu thereof "within thirty days after the passage of this act."

And further amend by adding after the last word of section 70, these words: "on certificate by the judge of probate of such failure."

Also amend section 74 by striking out the words "twenty-one where they appear, and insert in lieu thereof "thirty."

Also amend section 74 further by inserting after the words "without fear," the words "or favor" and amend said section further by inserting after the words "valuation of property" the words listed for taxation, or submitted to me for valuation."

Also amend section 78 by inserting after the words "less than three" the words "nor more than six dollars except that in counties of more than seventy-five thousand population they may be paid not more than ten."

Also amend section 82 by adding at the end thereof the following, "provided that in the event the value of the real or personal property of any taxpayer is increased by the board of equalization over the assessed value thereof for the preceding year, the taxpayer shall be furnished by mail or in person with a statement showing separately the valuation of his personal property and his real property and also that the board will convene to hear objections to the valuation and to correct errors on

the third Monday in June, which notice shall be given on or before the second Monday in June; but the failure to receive or to give such notice shall not affect the assessment."

Also amend section 82 by adding the following: "The expense of postage incurred by the tax assessor in carrying out the provisions of this section shall be paid in equal proportions by the county and State upon certified statement thereof by such assessor filed with the court of county commissioners and the auditor of Alabama."

Also amend section 90 by adding at the end thereof, "the duty of the county board of equalization to visit, inspect and examine each piece and parcel of real property in the several counties is directory and a failure to do so shall not invalidate the assessment made by such county board of equalization."

Also amend section 91 by striking out all of said section after the word "provided" in line 3 of said section.

Also amend by adding to section 93, "and shall have been a citizen of Alabama for a period of five years, and shall be over thirty years of age, and shall be a freeholder."

Also amend section 94 by inserting after the word "duties" line 2, the following: "shall enter into bond in the sum of five thousand dollars for the faithful performance of his duties, which bond shall be approved by the Governor."

Amend said section further by striking out all of the words after the word "advantage" in line 8, down to and including the word "office" in line 9.

Also amend said section 94 by striking out the words "rigidly" and "truly" in line 5 thereof.

Also amend section 106 by striking out all of the words after the word "equalization" on line 6, from the bottom of page 24, down to and including the word "accordingly" on line 4, from the bottom of said page.

Also amend by adding the following section 106½:

Section 106½. Whenever the county board of equalization shall have completed its work of revaluing and re-equalizing any class or classes of property, by order of the State board of equalization, as provided in section 106 of this act, the said county board of equalization shall certify under their signatures to the correctness

thereof, and shall deliver said reassessment or re-equalization to the tax assessor of the county as their report, and the tax assessor shall hold them in his office subject to public inspection. The tax assessor shall then give notice by publication once a week for three consecutive weeks in a newspaper published in the county, if any be published in the county; if no newspaper be published in the county, by posting notice in at least three public places in the county, that the county board of equalization has returned its report, and that the same is open to inspection, and that the said board will convene at the court house in the county on a day to be named and fixed in said notice, to correct any errors in their valuation; and shall also give a like notice in person or by mail. It shall be the duty of the board to see that such notice is given, and to convene at the court house in their respective counties on the day named and fixed in said notice, and remain in session as long as may be necessary for the purpose of hearing objections, if any, made against said revaluation and re-equalization so fixed by said county board, and that at such meeting any property owner may appear in person or by attorney and make his objections to the values made by the county board of equalization, and produce evidence in support thereof. And it shall be the duty of the county board of equalization to examine the complainant under oath, and to examine any other witnesses under oath, as to the reasonable cash value of the property of said owner, and if they find from the evidence that the re-values placed by them on the property was not sixty per cent of the reasonable cash value of such property, then they shall correct the valuation upon the tax returns as their report of said revaluation and re-equalization, so that it will show sixty per cent of the reasonable cash value, and such corrected amount so entered by the board shall constitute the taxable value of said property; but if the board shall find from all the evidence that the re-valuation placed by them on the property was sixty per cent of the reasonable cash value thereof, then said re-valuation shall remain and stand as the taxable value of said property.

The revised and corrected property valuation thus made shall be fixed as the legal valuation of property for the payment of taxes, and it shall be the duty of the tax payer to pay his taxes thereon accordingly.

Also amend section 108 by striking out all of the words in the last line of said section after the word "misdemeanor."

Also amend section 154 by striking out all of the words in line 3, after the word "round" and also the words "appointments in the county" in line 4 before the word "in."

Also amend section 159 by inserting after the word "residence" in line 15 the following "or make demand by registered letter directed to his last known place of business or residence, return card demanded."

Also amend section 162 by striking out the word "stub" in the second line of said section.

Also amend section 163 by striking out the word "stub" wherever it occurs in said section.

Also amend said section further by inserting after the word "receipts" where it occurs in the first line, the words "with duplicate sheets" and amend further by inserting the word "duplicate" in said section, line 3, where the word "stub" is stricken. And amend further by inserting the word "duplicate" where the word "stub" is stricken in line 5.

Also amend section 191 by adding to said section after the last word therein the following words:

That for the failure of any tax collector to make any of the settlements herein required to be made by the 10th day of July of each year, he shall forfeit \$10.00 per day due him on the amount which may be due and payable by him on such settlements respectively; and it shall be the duty of the State auditor, or the county treasurer or custodian of county funds, as the case may be, to withhold all commissions in cases where settlements are not made by the said 10th day of July of each year.

Also amend section 198 by striking out all of the section after the words "shall receive" in line 7, and insert in lieu thereof the following: "Such compensation as may be fixed by the governing body of such municipality, not to exceed one-fourth of one per cent for assessing and one-fourth of one per cent for collecting.

Also amend section 206 by inserting after the words "if any notice" in line 3 the following: "is not returned or."

Also amend section 236 by adding at the end of said section the following: "together with all costs which are

adjudged against him in any suit concerning said land involving such tax title."

Also amend section 237 by inserting after the word "tax sale" in line 8 the following "for all amounts paid by him for such land together with cost of suit for same."

Also amend said section further by adding at the end thereof the following: "together with cost adjudged against him in suit for such lands."

~~Also amend section 241~~ by inserting at the end thereof the following "the court may order the land sold or condemn it to the satisfaction of the debt."

Also amend section 247 by striking out the words "day set for" in line 3 of said section after the words "before the" and before the word "trial."

Also amend said section further by striking out the word "twenty-five" in line 5, and insert in lieu thereof the word "ten."

Also amend section 254 by inserting after the word "county treasurer" in line 6, the following: "or custodian of the county funds."

Also amend further by inserting after the word "treasurer" in line 7, the words "or custodian of county funds."

Also amend section 258 by adding at the end thereof the following: "any one in possession shall have the right to the growing crops planted by him."

Also amend section 261 by striking out all of said section after the words "collector" on line 2, from the bottom of said section and insert in lieu thereof the following: "Such purchaser on failure of his title shall have his lien and charges assessed by the court or by a jury, and may foreclose the same by proceeding at law in such suit."

Also amend section 289 by striking out the word "or" in the second line of said section between the words "state and county" and insert in lieu thereof a comma, and insert after the word "county" where it occurs first on said line, the words "or municipal." And amend further by inserting after the word "county" and before the word "treasurer" where they occur in said line the words "or municipal."

Also amend further by inserting after the word "treasurer" in said line, the words "or other authority

for receiving money belonging to the State, county or municipality."

Also amend section 290 by striking out all of said section after the word "state" in line 3 and insert in lieu thereof "shall be guilty of a misdemeanor."

Also amend said bill by adding thereto section 295. "If any section, clause or provision of this act shall be held to be void or ineffective for any cause, it shall not affect any other section, clause or provision of this act."

Also amend said bill by adding section 296, which said section 296 shall read as follows, to-wit:

Section 296. All proceedings for the assessment or collection of any taxes now pending before any board or officer whose authority, power or jurisdiction is terminated by this act, shall be and is immediately transferred from such officer, court or board, to the officer, court or board having authority and jurisdiction under this act, and shall be prosecuted and proceeded with as if originally commenced by or before such board or officer.

Also amend said bill by adding section 297.

Section 297. That all officers provided for in this act may be impeached in the same manner and for the same cause provided for in the Constitution of the State of Alabama, or as provided for in chapter 232 of the Code of Alabama, and may be tried as therein provided for other officers:

Also amend section 293 so as to read as follows:

Section 293. All laws in conflict with the provisions of this act are hereby repealed; provided, that all provisions of existing laws relating to taxation and revenues, which are not in conflict with the provisions of this act are not hereby repealed.

Also amend section 33, page 22, by inserting the word "county" after the word "special" in line 6, page 22.

Also amend subdivision 7 of section 97, page 48, by striking out the words "and the several sheriffs shall receive the same fees for subpoenas served in civil cases." Also amend said subdivision of said section by adding after the word witness in line 11 the words "with return receipt demanded."

Also amend subdivision 9 of section 97, page 48, by inserting after the word "visit" the words "in a body or separately."

Also amend section 148 by striking out the words "chief justice of the supreme court" in line 7 of said section, and insert in lieu thereof the word "Governor." And also amend by striking out the words in said line "chief justice" and insert in lieu thereof the word "Governor."

Also amend section 156, page 74, by inserting the word "county" after the word "special" in line 20, page 74.

Also amend by adding an additional section and numbering the same in proper consecutive order:

Section ~~Wherever and whenever any taxpayer is~~ given under the preceding sections hereof the right to demand an arbitration of the assessment of his or its property, the owner may either demand said arbitration or may appeal to the circuit court of the county in which the property lies, and in case the property lies in more than one county, the owner may appeal to the circuit court of any county in which any of the property lies. All such appeals may be taken within thirty days after the date of the assessment or after the date of the final decision of the officer, board or tribunal making such assessment, upon the owner giving bond with sureties to be approved by the judge or clerk of the court to which the appeal is taken and payable to the State of Alabama in double the amount of the State and county taxes and local or special school taxes lawfully due on such assessment or valuation as fixed by said officer, board or tribunal, conditioned to prosecute said appeal to effect and to pay all lawful taxes held by the court to be or to become due on said property according to such valuation as may be determined by the court, provided however, that in the event the assessment or valuation is upon real property then no bond shall be required as a condition precedent to the taking of such appeal. The trial upon such appeal shall be de novo and by and with the jury unless jury is waived by owner, and the court shall render judgment against the appellant for such taxes as may be or become lawfully due on said property.

All such appeals shall be preferred cases and shall be set for trial at the first succeeding term of the court after the appeal is taken, unless the court shall be in session at the time the appeal is taken, in which event

the case shall be set for trial during the term then in session; provided, however, that no such appeal shall suspend the right of the State and counties to collect from the appellant taxes upon his property at the valuation fixed for assessment for the preceding tax year, and the appellant shall when taxes are due pay all taxes due at the assessed valuation for such preceding year. If the judgment of the court shall be rendered after the appellant shall have paid taxes based upon the assessed valuation for such preceding year, the court shall ascertain and determine the amount of taxes so paid, and render judgment only for the difference, if any, due upon the assessed valuation for such preceding year and the valuation as fixed by the court. From the judgment of the trial court either party may appeal to the Supreme Court within thirty days from the rendition of the judgment.

Provided, that if the jury or court trying the case shall find that the value of the property is less than the assessed value on which such taxpayer has paid taxes for the year in question, such fact shall be certified by the clerk of the court to the commissioners court and the taxpayer shall be entitled to be paid back the amount in excess of his taxes actually due by the tax collector, and the tax collector shall have credit therefor as an error in assessment on his settlement with the State and county authorities.

Also amend the bill by re-numbering the sections, beginning with section No. 1.

And that the House concur in the foregoing Senate amendments.

All of which is respectfully submitted,

Harry T. Hartwell,

Alto V. Lee,

W. H. Key,

J. R. Bell,

Thos. L. Bulger,

Committee on the part of the Senate.

H. A. Bradshaw,

Ernest B. Fite,

Jno. B. Weakley,

A. M. Tunstall,

E. D. Johnston,

Committee on the part of the House

CONFERENCE REPORT.

On motion of Mr. Hartwell, the second report of the Committee of Conference on the disagreement of the two Houses on the Senate amendments to H. 850 was adopted and concurred in.

Yeas, 22; nays, 11.

Yeas:

Messrs.:	Burns	Key	McCain
Arrington	Denson	Kline	Price
Bell	Easterly	Lee	Pride
Bonner	Ellis	Miller	Thach
Brown	Hartwell	Milner	Wallace
Bulger	Jones		

—22.

Nays:

Messrs.:	Higgins	Holmes	Lusk
Elrod	Hill	Judge	Weathers
Faulk	Hollis	Lewis	Winkler

—11.

PROTEST AGAINST THE PASSAGE OF H. 850.

Hr. Lusk and thirteen other Senators, filed the following protest against the passage of the bill known as H. 850, to wit:

To the Senate of Alabama:

We, the undersigned members of the Senate, do hereby protest against the passage of the bill known as H. 850, and called the "Revenue Bill," as it is now prepared, which said bill, in our judgment, gives advantages to the great interests over the small taxpayer.

Further, we do not believe that the bill places the burden of taxation upon all alike.

We are further opposed to the creation of three county tax commissioners under the guise of a county board of equalization.

We further do not approve of the method of ascertaining the value of all property as provided in the bill. We believe that the owners of the property should have the right to place a valuation upon his property and not leave it entirely to the discretion or judgment of the board of equalization.

We further believe that the bill is unjust and unfair to the masses of the people.

And further, it provides no exemptions for improvements on farms and farm lands, and further, it exempts the property of certain great corporations and does not exempt even a home however small or humble.

And further the machinery for the assessment and collection of taxes is expensive and oppressive.

J. A. Lusk,
William W. Hill,
W. T. Hall,
T. S. Faulk,
C. J. Higgins,
W. H. Cooper,
Thos. J. Judge,
C. Fred Winkler,
Oscar S. Lewis,
D. Hollis,
H. H. Holmes,
L. A. Easterly,
W. H. Elrod,
B. F. Weatherly.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has amended as therein shown, and as amended has passed, the following Senate bills:

S. 763. To provide for the better building, maintenance and protection of the public roads and bridges of Limestone county, to provide funds, regulations and penalties to carry the provisions and purposes of this act into effect; to provide for the appointment of county engineer and for the examination of applicants for such position.

S. 335. To appropriate the sum of twenty-seven thousand five hundred dollars (\$27,500.00) for the purpose of paying a certificate of indebtedness issued by the Governor of Alabama, to the Small endowment fund of the University of Alabama.

S. 440. To grant to the city of Mobile certain lands in the Bay of Mobile, and authority to improve the same

and extend wharves and terminals therefrom into the adjacent waters.

And returns same herewith to the Senate.

W. F. Herbert,
Clerk.

HOUSE MESSAGE.

On motion of Mr. Thach, the Senate concurred in the following amendment by the House to Senate Bill No. 762, the title of which is set out in the foregoing message from the House, to wit:

Amend section 35 of the bill by inserting in line 2 after the word "all," and before the word "laws," the following, "local or special;" and by inserting in line 3 of said section after the word "of" and before the word "laws," the following word, "local."

Yeas, 28; nays, 0.

Yeas:

Messrs. :	Ellis	Jones	McCain
Arrington	Elrod	Key	Price
Bonner	Hall	Kline	Pride
Brown	Hartwell	Lee	Thach
Bulger	Hill	Lewis	Wallace
Burns	Hollis	Lusk	Weathers
Denson	Holmes	Milner	Winkler
Easterly			

—28.

Nays, 0.

On motion of Mr. Hartwell, the Senate concurred in the following amendment by the House to Senate Bill No. 440, the title of which is set out in the foregoing message from the House, to wit:

A Bill to be Entitled

AN ACT

To grant the city of Mobile the right to use certain lands in the Bay of Mobile, and authority to improve the same, and extend wharves and terminals therefrom into the adjacent waters and to collect charges for the use of said improvements; and to provide for the reg-

ulation of such charges; and to provide for the exercise of the right of eminent domain.

Be it enacted by the Legislature of Alabama:

1. That, whereas the land heretofore covered by the waters of Mobile Bay have devolved upon the State of Alabama; and

Whereas, in the northwestern portion of the Bay of Mobile, within the police jurisdiction of the city of Mobile, certain islands have been raised upon the said bottom of the said Bay in the course of the dredging operations of the United States government in the improvement of the ship channel in Mobile Bay in the interest of navigation; and

Whereas, the said islands with their shallows and adjacent bottom afford a convenient site for the building up and improving of publicly owned terminals and for other public uses in the aid of commerce and navigation and the city of Mobile which is already possessed of some public terminals, contemplates a further extension of same in the interest of commerce and navigation;

Now, therefore, the right and privilege is hereby granted unto the city of Mobile of creating, installing, erecting, and maintaining public terminals, wharves, docks, quays, warehouses, sheds, tipples, chutes, elevators, conveyors and other adjuncts of commerce for receiving, discharging, storing, protecting, reducing in bulk, transferring, loading and unloading freight and commodities of commerce to and from vessels and carriers, and all other purposes in aid of commerce and navigation, on, over and across said island lying within the space of two miles measured southwardly, from the mouth of Mobile river on its west side, and the shallows intervening between the same, together with the right to dredge out and deepen the approaches thereto and the harbors connected therewith, and to charge and collect reasonable tolls for the use thereof; and full power and authority is hereby granted to the city of Mobile to enter upon and place upon said islands and shallows so described above, and within the waters lying on each side of said islands, and of the shallows between the same, wharves, docks, piers and all struc-

tures aforesaid or needful for the convenient use of the same in the aid of commerce; but, however, the same shall not be extended or maintained into the water beyond such reasonable distance as may be needful for such improvements and all such structures shall be restricted to within such lines or limitations as may be at the time of construction thereof laid or placed by any authority of the United States, or of the State of Alabama, having control of harbor lines.

Provided, further that ~~no such~~ structure shall be built, maintained upon or over the lands of the State aforesaid or lands underlying the navigable waters of the State, so as to in any wise unreasonably obstruct navigation, or the freedom of the use of the navigable waters of the State for commerce and navigation, or for harbor purposes, nor so as to unreasonably interfere with the navigation of the cove made by said islands or of the channel on the side of said islands; nor shall any charge be exacted by the city of Mobile of any vessel, barge, boat or raft, singly or in fleets, for anchoring, mooring, or tying up or remaining on such of the navigable waters, presumptive or established, either or both of them, or alongside of or on the lands of the State abutting thereon, or thereunder as are hereinabove described not then occupied by structures and improvements placed thereon or therein pursuant hereto; or in the cove made by said islands or in the channel on the side of said islands so long as the reasonable use of said wharves or structures occupying the lands of the state, or the aforesaid navigable waters of the State, or the use of the approaches to said wharves and other structures, or the coaling of vessels using the same is not unreasonably restricted, interfered with or prevented thereby. This grant is made subject, however, to the further reservation and right of the Legislature or authority constituted by it for such purpose, to vacate or cause to be vacated and re-possess or cause to be re-possessed, by the State, as much of said islands and shallows intervening between the same and lands belonging to the State as may be at any time necessary for use by the State or the Federal government, in aid of navigation and commerce or for harbor purposes, or

to insure the freedom and safety of navigation or the public or the property abutting upon the navigable waters of the State, but not otherwise; and to that end may proceed under its right of eminent domain as to the removal of all or any of said structures and the like placed thereon hereunder, all or any part thereof, so that the rights of the State and the public may be preserved and insured under section 24 of article 1 of the Constitution of Alabama. Provided, further, that all tolls, imposts, charges and duties authorized hereunder for the use of said wharves and other structures occupying the lands of the State, or connected therewith, at all times hereafter, be subject to regulation and revision by the Legislature or other authority now existing or hereafter created by it for such purpose, together with the right and authority of the Legislature to fix and define or to delegate to an authority constituted by it, the right and power to fix and define and prescribe reasonable tolls, imposts, charges and duties for the use of said wharves and other structures and to prevent unjust discriminations with respect thereto.

Yeas, 24; nays, 1.

Yeas:

Messrs.:	Ellis	Kline	McCain
Arrington	Elrod	Lee	Price
Bulger	Hall	Lewis	Thach
Burns	Hartwell	Lusk	Wallace
Cooper	Hill	Miller	Weathers
Denson	Judge	Milner	Winkler
Easterly			

—24.

Nay: Mr. Faulk.—1.

On motion of Mr. Hartwell, the Senate concurred in the following amendment by the House to Senate Bill No. 355, the title of which is set out in the foregoing message from the House, to wit:

Amend Senate Bill 335 as follows:

1st. By striking therefrom wherever it appears in the caption or in the bill the word "small."

2nd. By adding after the words "twenty-seven thousand five hundred dollars wherever said words appear,

the following, "and interest thereon at 4% since July 1, 1914."

Yeas, 23; nays, 0.

Yeas:

Messrs.:	Denson	Jones	Milner
Arrington	Easterly	Kline	McCain
Bonner	Hartwell	Lee	Price
Brown	Hill	Lewis	Thach
Burns	Hollis	Lusk	Wallace
Cooper	Holmes	Miller	Weathers

—23.

Nays, 0.

RESOLUTION.

Mr. Hill offered the following resolution:

S. R. 165. Resolved, that at the night sessions any member may call a local or general bill.

Which was read at length and referred to the Standing Committee on Rules.

RECONSIDERATION OF VOTE.

Mr. Bonner moved to reconsider the vote by which:

S. 714. To increase and enlarge the powers of courts of county commissioners, and to authorize such courts to impose a license upon all persons, firms, or corporations, the owner of any saw mills, lumber camps, ore mines, coal mines, and manufacturing plants, not located in an incorporated city or town, and upon persons engaged in the business of hauling logs, lumber or other timber, or ore, coal, or manufactured products, and to provide penalties for violations of this act.

Was lost, which motion prevailed, and said vote was reconsidered.

Mr. Bonner then moved that said bill be put upon its passage, which motion prevailed, and said bill was taken up and ordered to a third reading.

Mr. Elrod moved that the vote by which said bill was ordered to a third reading be considered, which motion was lost, and said bill was read a third time at

length and passed and ordered sent forthwith to the House without engrossment.

Yeas, 22; nays, 10.

Yeas:

Messrs.:	Easterly	Jones	Price	
Arrington	Ellis	Judge	Pride	
Bonner	Green	Kline	Thach	
Brown	Hartwell	Lewis	Wallace	
Bulger	Hollis	Miller	Winkler	
Cooper	Holmes	McCain		—22.

Nays:

Messrs.:	Denson	Key	Milner	
Bell	Elrod	Lee	Weathers	
Burns	Hill	Lusk		10.

CONSIDERATION OF SPECIAL ORDERS.

The Senate proceeded to consider the special order:

S. 356. Proposing an amendment to section 48 of the Constitution of Alabama, so as to provide for biennial sessions of the Legislature.

Which was read a third time at length and passed, and ordered sent forthwith to the House without engrossment.

Yeas, 32; nays, 3.

Yeas:

Messrs.:	Easterly	Hill	Lusk	
Arrington	Ellis	Hollis	Milner	
Bell	Elrod	Holmes	McCain	
Bonner	Faulk	Jones	Price	
Brown	Green	Judge	Pride	
Bulger	Hall	Key	Wallace	
Burns	Hartwell	Kline	Weathers	
Cooper	Higgins	Lee	Winkler	
Denson				—32.

Nays:

Messrs.:	Lewis	Miller	Thach	
				—3.

BILLS ON THIRD READING.

The bill:

S. 384. To further regulate the relation of landlord and tenant, and contracts of hire with reference to agricultural lands.

Was taken up.

Mr. Elrod offered the following amendment to said bill, to wit:

Amend by inserting in place of "May the first," the words "April the first."

Which was adopted.

Yeas, 19; nays, 8.

Yeas:

Messrs.:	Denson	Hall	Milner
Arrington	Easterly	Hartwell	Price
Bulger	Elrod	Holmes	Pride
Burns	Faulk	Kline	Thach
Cooper	Green	Miller	Wallace

—19.

Nays:

Messrs.:	Ellis	Key	Lusk
Bell	Judge	Lewis	Weathers
Brown			

—8.

And said bill, as thus amended, was read a third time at length and passed, and ordered sent forthwith to the House without engrossment.

Yeas, 22; nays, 4.

Yeas:

Messrs.:	Denson	Higgins	Milner
Bonner	Easterly	Hill	Price
Brown	Ellis	Holmes	Price
Bulger	Elrod	Judge	Wallace
Burns	Faulk	Kline	Weathers
Cooper	Hall	Miller	

—22

Nays:

Messrs.:	Key	Lewis	Lusk
Bell			

—4.

The bill:

H. 662. To amend section 7082 of the Code of Alabama of 1907.

Was read a third time at length and lost.

Yeas, 10; nays, 13.

Yeas:

Messrs.:	Bulger	Hall	Lewis	
Arrington	Easterly	Hollis	Miller	
Bonner	Ellis	Key		—10.

Nays:

Messrs.:	Higgins	Lee	Wallace	
Burns	Hill	Lusk	Weathers	
Elrod	Holmes	Pride	Winkler	
Faulk	Judge			—13.

The bill:

H. 1160. To confer jurisdiction upon the chancery court, and other courts having the jurisdiction of the chancery court, to establish the fact of consolidation of corporation in certain instances, and to authorize the filing of bills for that purpose and prescribing procedure thereon.

Was read a third time at length and passed.

Yeas, 22; nays, 0

Yeas:

Messrs.:	Denson	Judge	Price	
Arrington	Easterly	Key	Pride	
Bell	Faulk	Kline	Thach	
Bonner	Hartwell	Lewis	Wallace	
Bulger	Hill	Lusk	Weathers	
Burns	Holmes	Miller		—22.

Nays, 0.

The bill:

S. 725. To prohibit the manufacture, sale, barter, lending, exchange, giving away, or otherwise disposing of any cigarettes, cigarette paper or other material to be used as a covering for cigarettes.

Was taken up.

Mr. Hill offered the following amendment to said bill, to wit:

Amend the bill by inserting after the word "cigarettes," where they occur in the bill, the following: "Snuff, pipes, pipe tobacco, cigars, chewing tobacco, chewing gum."

Mr. Lee moved to indefinitely postpone the bill and amendment, which motion was lost.

Yeas, 10; nays, 17.

Yeas:

Messrs.:	Higgins	Lee	Wallace
Hall	Hill	Price	Winkler
Hartwell	Judge	Thach	—10.

Nays:

Messrs.:	Bulger	Green	Lewis
Arrington	Cooper	Holmes	Lusk
Bell	Easterly	Jones	Miller
Bonner	Ellis	Key	Weathers
Brown	Faulk		—17.

Mr. Lusk then moved to lay the amendment offered by Mr. Hill on the table, which motion prevailed.

Yeas, 16; nays, 13.

Yeas:

Messrs.:	Bulger	Elrod	Key
Arrington	Cooper	Faulk	Lusk
Bell	Easterly	Green	Miller
Bonner	Ellis	Jones	Weathers
Brown			—16.

Nays:

Messrs.:	Hill	Lee	Thach
Burns	Hollis	Lewis	Wallace
Denson	Holmes	Pride	Winkler
Higgins	Judge		—13.

Mr. Elrod offered the following amendment to said bill:

Amend by adding that any parent who allows their children to make cigarettes be fined ten dollars on con-

viction for the first offense and twenty-five for the second offense.

Mr. Lusk moved to lay the amendment offered by Mr. Elrod on the table, which motion was lost.

And the amendment offered by Mr. Elrod was put upon its passage and lost.

Yeas, 9; nays, 20.

Yeas:

Messrs.:	Elrod	Jones	Pride	
Bell	Hartwell	Judge	Wallace	
Denson	Holmes			—9.

Nays:

Messrs.:	Easterly	Higgins	Lusk	
Arrington	Ellis	Hill	Miller	
Bonner	Faulk	Hollis	McCain	
Brown	Green	Key	Weathers	
Bulger	Hall	Lee	Winkler	
Cooper				—20.

Mr. Denson then moved to lay said bill on the table, which motion was lost.

Yeas, 12; nays, 20.

Yeas:

Messrs.:	Hartwell	Judge	Thach	
Denson	Higgins	Lee	Wallace	
Elrod	Hill	Price	Winkler	
Hall				—12.

Nays:

Messrs.:	Burns	Green	Kline	
Arrington	Cooper	Hollis	Lewis	
Bell	Easterly	Holmes	Lusk	
Bonner	Ellis	Jones	Miller	
Brown	Faulk	Key	Weathers	
Bulger				—20.

Said bill was then read a third time at length and lost.

Yeas, 16; nays, 16.

Yeas:

Messrs.:	Bulger	Ellis	Key	
Arrington	Burns	Faulk	Kline	
Bell	Cooper	Green	Lusk	
Bonner	Easterly	Holmes	Miller	
Brown				—16.

Nays:

Messrs.:	Higgins	Judge	Thach	
Denson	Hill	Lee	Wallace	
Elrod	Hollis	Lewis	Weathers	
Hall	Jones	Pride	Winkler	
Hartwell				—16.

The above vote being a tie, the President of the Senate voted "Nay."

MESSAGE FROM THE HOUSE.

Mr. President:

The House has concurred in and adopted the second report of the Committee on Conference on the disagreement of the two Houses on the Senate amendments to H. 850.

And returns said report to the Senate.

W. F. Herbert,
Clerk.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has amended as therein shown and as amended has passed the following Senate bill:

S. 171. To amend article 31, chapter 41, of the Code of Alabama, 1907.

And returns same herewith to the Senate.

W. F. Herbert,
Clerk.

HOUSE MESSAGE.

On motion of Mr. Lee, the Senate concurred in the following amendment by the House to Senate Bill No. 171, the title of which is set out in the foregoing message from the House, to wit:

Amend the bill by striking out the figures "800," in line 3 of section 2, and writing instead thereof, the figures "400."

Yeas, 26; nays, 0.

Yeas:

Messrs.:	Elrod	Judge	Milner
Brown	Faulk	Key	Pride
Bulger	Green	Kline	Thach
Burns	Hall	Lee	Wallace
Cooper	Hartwell	Lusk	Weathers
Easterly	Hollis	Miller	Winkler
Ellis	Holmes		—25.

Nays, 0.

REPORT OF CONFERENCE COMMITTEE.

Mr. President:

The conferees of the Senate and House having considered the disagreeing votes of the two Houses on S. 282, report that the House recede from amendment No. 1, offered by Mr. Weakley, and that the Senate concur in amendment No. 2 by Mr. John.

H. H. Holmes,
Thos. L. Bulger,
Oscar S. Lewis,
Conferees of Senate.
J. K. Kyser,
Ira B. Thompson,
Samuel Will John,
Conferees of the House.

CONFERENCE REPORT.

On motion of Mr. Holmes, the Senate concurred in and adopted the foregoing report of the Conference Committee on the disagreement of the two Houses on the House amendments to S. 282.

Yeas, 22; nays, 3.

Yeas:

Messrs.:	Brown	Burns	Denson
Bell	Bulger	Cooper	Easterly

Elrod	Holmes	Lewis	Thach
Faulk	Jones	Lusk	Wallace
Hall	Judge	Miller	Weathers
Hartwell	Kline	Pride	—22.

Nays:			
Messrs.:	Green	Key	Milner
			—3.

MESSAGE FROM THE HOUSE.

Mr. President:

The Speaker and presiding officer of the House having signed the following House bills, your signature thereto is requested:

H. 686. To create a lien in favor of any laborer or employee of any person, firm or corporation engaged in the getting, cutting, rafting, shipping, hauling, or manufacturing of timber, lumber or cross ties, and to provide for its enforcement.

H. 989. To amend section 5838 of the Code of Alabama of 1907 as amended by an act of the Legislature of Alabama, approved August 20, 1915.

H. 1063. For the relief of T. H. Pearson of Marengo county, Alabama.

H. 1502. To amend sections one, two and four of an act entitled "An act to require the board of education of Elmore county, Alabama, to publish the minutes of its proceedings, at each regular, special and adjourned term, in some newspaper published in Elmore county; to require the commissioners court and probate judge to designate such newspaper; to provide for furnishing copy to the publisher of such newspaper for publication; and to provide compensation out of the county treasury of said county for furnishing said copy, and publishing same," approved February 9, 1911.

H. 417. To establish an inferior court in precinct 29, in Jefferson county, Alabama, in lieu of all justices of the peace and notaries public with powers of justice of the peace in said precinct and to define the jurisdiction and powers of said court and the judge thereof.

W. F. Herbert,
Clerk.

SIGNING OF BILLS.

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the secretary of the Senate, signed the following bills:

H. 686. To create a lien in favor of any laborer or employee of any person, firm or corporation engaged in the getting, cutting, rafting, shipping, hauling, or manufacturing of timber, lumber or cross ties, and to provide for its enforcement.

H. 989. To amend section 5838 of the Code of Alabama of 1907 as amended by an act of the Legislature of Alabama, approved August 20, 1915.

H. 1063. For the relief of T. H. Pearson of Marengo county, Alabama.

H. 1502. To amend sections one, two and four, of an act entitled "An act to require the board of education of Elmore county, Alabama, to publish the minutes of its proceedings at each regular, special and adjourned term, in some newspaper published in Elmore county; to require the commissioners court and probate judge to designate such newspaper; to provide for furnishing copy to the publisher of such newspaper for publication; and to provide compensation out of the county treasury of said county for furnishing said copy, and publishing same," approved February 9, 1911.

H. 417. To establish an inferior court in precinct 29, in Jefferson county, Alabama, in lieu of all justices of the peace and notaries public with powers of justice of the peace in said precinct and to define the jurisdiction and powers of said court and the judge thereof.

BILLS ON THIRD READING RESUMED.

The bill:

S. 765. To provide for the payment of one-half ($\frac{1}{2}$) of the net earnings of all male convicts, convicted in the courts of Alabama of a felony, to the wife or others dependent on such convict for support; to provide for ascertaining who are such dependents; to provide for as-

certaining the amount of such net earnings, and to provide and prescribe the means and methods for the payment of same to those entitled thereto.

Was taken up.

The following amendment offered by the Committee on Revision of Laws, to wit:

Amend the caption and the bill by striking out the words "one-half," wherever they appear therein, and inserting in lieu thereof the words "one-fourth."

Pending the consideration of which—

RECESS.

At 1:20 o'clock P. M., on motion of Mr. Miller, the Senate took a recess until 3:30 o'clock P. M.

AFTERNOON SESSION—FORTY-THIRD DAY.

Wednesday, September 8, 1915.

The Senate re-assembled at 3 o'clock P. M.

ROLL CALL.

On a call of the roll, 24 Senators answered to their names, a quorum of the Senate.

INTRODUCTION OF BILLS.

Upon a call of districts bills were introduced, severally read one time, and referred to appropriate standing committees, as follows:

By Mr. Judge:

S. 894. To amend an act entitled "an act to fix the time of electing the successor to the commissioner whose term of office expires during the year 1915, in all cities having a population of one hundred thousand or over according to the last or any subsequent Federal census, approved August 16th, 1915."

Committee on Judiciary.

By Mr. Holmes:

S. 895. To provide for the better construction, repairing, working and maintaining of public roads and bridges in Baldwin county, Alabama.

Committee on Local Legislation.

With notice and proof thereto attached and herewith exhibited, as follows:

NOTICE OF ROAD BILL.

Notice is hereby given that an act for the purpose of better constructing, repairing, working and maintaining the public roads and bridges of Baldwin county, Alabama, will be introduced for enactment before the Legislation of Alabama at the 1915 session of same, which act in full is as follows:

AN ACT

To provide for the better construction, repairing, working and maintaining of public roads and bridges in Baldwin county, Alabama.

AFFIDAVIT OF PUBLICATION.

State of Alabama, }
Baldwin County. }

Abner J. Smith, being duly sworn, deposes and says that he is the publisher of The Baldwin Times, a weekly newspaper published at Bay Minette, Baldwin county, Alabama; that the notice hereto attached of notice of road bill, An act to provide for the better construction, repairing, working and maintaining of public roads and bridges in Baldwin county, to be introduced for enactment before the Legislature in Alabama at the 1915 session of same, was published in said newspaper for four consecutive weeks beginning with the issue dated 28th day of January, 1915, Vol 25, No. 49, and also published in the issue dated 4th day of February, 1915, Vol. 25, No. 50, and in the issue dated 11th day of February, 1915, Vol 25, No. 51, and in the issue dated 18th day of February, 1915, Vol. 25, No. 52.

Abner J. Smith.

Subscribed and sworn to by Abner J. Smith
(Seal.) before me, this 22d, day of July, 1915.

Chas. Hall,
Notary Public, Baldwin County, Alabama.

REPORTS OF COMMITTEES.

Mt. Hartwell, chairman of the Standing Committee on Finance and Taxation, reported that said committee, in session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to wit:

By Mr. Blackwell (by request):

H. 242. To appropriate the sum of \$6,849.17 to Marshall and Bruce Company, Nashville, Tenn., contractors for furnishing stationery and stationery supplies to the State of Alabama.

By Mr. Davis:

H. 1542. To amend section 4950 of the Code of Alabama, A. D. 1907. (Vessels exempt from pilotage.)

Mr. Denson, chairman of the Standing Committee on Temperance, reported that said committee, in session, had acted on the following bill and ordered same returned to the Senate with a favorable report, and it was read a second time and placed on the calendar, to wit:

By Mr. Justice:

H. 406. To prohibit the running or operation for pay or profit of what is commonly known as a pool room or billiard room, or any place where pool or billiards are allowed to be played for pay or profit, in the State of Alabama, outside the limits and police jurisdiction of any incorporated city or town therein, and to fix a punishment for the violation of the act.

Mr. Hall, chairman of the Standing Committee on Corporations, reported that said committee, in session, had acted on the following bill and ordered same returned to the Senate with a favorable report, and it was read a second time and placed on the calendar, to wit:

By Mr. Hill:

S. 881. To create the office of official reporter for circuits composed of one county and two judges; to provide for their appointment; to prescribe their duties and qualifications; to fix their compensation and provide for the payment of same; and provide for special reporters in certain cases; and to abolish the office of official reporter for courts of record in such circuits.

Mr. Key, chairman of the Standing Committee on Public Roads and Highways, reported that said committee, in session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to wit:

By Mr. Goode (with amendment):

H. 1449. To provide for the establishment, discontinuance, construction, use, working and maintenance of the public roads, bridges, and ferries of the several counties of this State; to define the duties and powers of the boards of revenue, courts of county commissioners, or other governing bodies of each of the several counties with regard to the same; and to fix penalties for the violation of the rules, regulations and laws of the boards of revenue, courts of county commissioners or other like governing bodies of the several counties.

By Mr. Goode (with amendment):

H. 1448. To repeal sections 5765, as amended by an act approved August 25th, 1909 (Pamphlet Laws of 1909, page 279), 5766, 5767, 5768, as amended by an act approved April 13th, 1911 (Pamphlet Laws of 1911, page 390); 5769; 5770; 5771; 5772; 5773; 5774; 5775; 5776; 5777; 5778; 5779; 5780; 5781; 5782; 5783; 5784; 5785; 5786; 5787; 5788; 5789; 5790; 5791; 5792; 5793; 5794; 5795; 5796; 5797; 5798; 5799; 5800; 5801; 5802; 5803; 5804; 5805; 5806; 5807; 5809; 5810; 5811; 5812; 5813; 5814; 5815; 5816; 5817; 5818; 5819; 5820; 5821; 5822; 5823; 5824; 5825; 5826; 5827; 5828; 5829; 5830; 5831; 5832; 5833; 5834; 5835; 5836; 5837; 5838; as amended by an act approved August 20th, 1915; 5839; 5840; 5841; 5842; 5843; 7732; 7734; 7735; 7736; 7737;

7738; 7740; 7741; 7742; 7743; and 7744 of the Code of Alabama of 1907.

By Mr. Stephenson:

H. 1348. To create a county highway commission for Walker county, Alabama, and to define the powers and duties thereof.

By Mr. Johnston of Madison:

H. 1396. To amend an act entitled "An act to provide for the construction, repairing, working and maintaining of the public roads and bridges of Madison county, Alabama, and to provide penalties for the violation thereof," approved March 20th, 1911, substantially as follows:

By Mr. Ryan:

H. 1336. To establish the grades and widths of the public roads, bridges and causeways of the county of Cullman.

By Mr. Grayson of Mobile:

H. 1434. To prevent any person from hauling logs or timber on a two-wheel vehicle over the improved highways of Mobile county, making the violation of such act a misdemeanor, and providing that the act take effect from and after its passage and approval by the Governor.

By Mr. Ryan:

H. 1192. To require the commissioners court of Cullman county to work all the county convicts of said county, on the public roads of said county.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has passed the following Senate bill and returns same herewith to the Senate:

S. 154. To make an appropriation for necessary repairs and improvements on the buildings of the 5th district agricultural school at Sylacauga.

W. F. Herbert,
Clerk.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bills:

H. 1646½. To provide for the more efficient working of the public roads of Crenshaw county, Alabama, and to provide that the court of county commissioners, in its discretion, levy a road tax, a vehicle tax, and a dog tax, the proceeds therefrom to be applied to the maintenance of the public roads of said county.

Also,

H. 1626. To regulate the procedure in unlawful detainer suits brought by a landlord against his tenant in counties of less than 82,000 and more than 80,000 of population according to the last Federal census or any subsequent Federal census; to prescribe the clerk's and sheriff's fees in such suits; and to provide for and regulate appeals therein, including the bond to be given on appeal.

Also,

H. 1641. To limit the costs in civil suits other than unlawful detainer suits involving not more than fifty dollars (\$50.00) brought or instituted in inferior courts located or established in counties having a population of not less than 80,000 nor more than 100,000 according to the last Federal census or any subsequent Federal census.

And sends same herewith to the Senate.

W. F. Herbert,
Clerk.

HOUSE MESSAGES.

The House bills in the foregoing House message were severally read once and referred to appropriate standing committees, as follows:

H. 1626, 1641. To the Committee on Judiciary.

H. 1646½. To the Committee on Public Roads and Highways.

MESSAGE FROM THE GOVERNOR.

STATE OF ALABAMA EXECUTIVE DEPARTMENT MONTGOMERY

Mr. President:

September 8th, 1915.

I am directed by the Governor to convey to the Senate a message in writing.

W. E. Henderson,
Private Secretary.

To the Senate and House of Representatives:

Through acts passed by your bodies, which have come to my desk, increasing largely the appropriation for feeding prisoners confined within the jails of the State, my attention has been directed to the failure of your bodies to investigate the real causes necessitating such large increase in the appropriations.

The increased appropriations referred to are necessary to meet the obligations of the State which have already been incurred because of the insufficiency of the appropriations made by your predecessors to liquidate the claims which have accrued against the State for the feeding of prisoners confined in the jails.

The price paid by the State for feeding these prisoners is on the following schedule:

"When the number of prisoners does not exceed ten, for each prisoner, 60 cents per day; when the number of prisoners exceeds ten and does not exceed twenty, for each prisoner, 50 cents per day; when the number of prisoners exceeds twenty and does not exceed forty, for each prisoner, 40 cents per day; and when the number of prisoners exceeds forty, for each prisoner, 30 cents per day."

Doubtless you all have observed, from time to time, the food that is given to jail prisoners. This food, in the generality of cases, is furnished only twice a day; the prisoners do not take any exercise, therefore the quantity consumed by them is not in the same proportion as a working man. The government feeds its soldiers at a cost of 25 cents per day, with which the food furnished the jail prisoners is not to be compared. No doubt, the same class of food with which our prisoners are nourished, both as to quantity and quality, could be furnished by the government to its soldiers, under their system, at a cost of 10 cents per day.

It was never intended that the sheriffs should make any money from the feeding of the prisoners in his charge. His perquisites were to come from other sources. In substantiation of this, I have on my desk at this time an act fixing the salary of a sheriff of the most densely populated county of the State. The charge for feeding the prisoners, however, will go to the county and the State will not be relieved of the enormous

cost of feeding these prisoners, unless by virtue of divorcing the interest of the sheriff of the county any interest in these fees, it will have a tendency to decrease the number of prisoners confined in the jail.

I understand that it is the purpose of your body to increase the appropriations for the feeding of prisoners to the amount of \$200,000.00 a year. This is an increase of about \$70,000.00 per annum, and under the present schedule of prices allowed for this purpose, it is likely to consume this amount.

It is easy to pass resolutions or an act increasing the amount of appropriations for any purpose, but when it comes to obtaining money whereby these claims shall be satisfied, an entirely different proposition is presented.

The total number of prisoners confined in the jails during the last fiscal year were 23,613; of these, only 916 were turned over to the State as convicts, and the balance, 22,967, were either released, sentenced in the counties or still confined in the jails. The amount which the State was called upon to pay for feeding these prisoners was \$175,928.90, or an average of \$7.45 for each prisoner.

The recess committees should have given some attention, not only to the great cost that is placed upon the State for feeding these derelicts, but also some attention to the mill that is annually producing and grinding out the convicts of which we have heard so much said, and for whose welfare so much anxiety has been expressed during the present session of your bodies. If the price proposed to be paid by the State for feeding its prisoners is reduced only ten cents per day, according to the number of prisoners that were confined in the jails during the past fiscal year, there would be saved to the State \$43,057.10 annually, and there is not one of your bodies, I am sure, that would take the position that there would not be a margin left to the officer who would undertake the contract of feeding the prisoners of the State, and giving them the same fare they receive at present. You should either make this reduction, or the State should undertake the feeding of its prisoners under a well-ordered system, especially in the larger counties.

The position is taken that the State should not receive a profit from the labor of its convicts, but how much worse it is for the State to permit this speculation upon the food that is furnished the enormous number of prisoners that are annually confined within its jails.

In approaching these important questions, we should commence at the beginning and ascertain from the start how the prisoner, before he becomes a convict, is cared for, and whether the State is doing its duty to all concerned.

You have but a few more days, but there is no one question that is presented to you that should receive more serious attention than this. You yet have time to regulate it and to let it go as it is, means an annually increasing amount for the purpose of feeding prisoners that largely goes into the pockets of those whom it was never contemplated should receive benefits from the performance of this part of their public duties.

Chas. Henderson,
Governor.

GOVERNOR'S MESSAGE.

The foregoing message from His Excellency, the Governor, was read at length by the secretary and, upon motion of Mr. Kline, the secretary was directed to have 500 copies of same printed for the use of the Senate.

UNFINISHED BUSINESS.

The Senate proceeded to consider the unfinished business of the morning session, which was the amendment offered by the Committee on Revision of Laws to:

S. 765. To provide for the payment of one-half ($\frac{1}{2}$) of the net earnings of all male convicts, convicted in the courts of Alabama of a felony, to the wife or others dependent on such convict for support; to provide for ascertaining who are such dependents; to provide for ascertaining the amount of such net earnings, and to provide and prescribe the means and methods for the payment of same to those entitled thereto.

Said amendment offered by said committee was adopted.

Yeas, 21; nays, 1.

Yeas:			
Messrs.:	Denson	Hill	Miller
Bell	Easterly	Hollis	Milner
Bonner	Ellis	Holmes	Thach
Bulger	Faulk	Kline	Wallace
Burns	Green	Lusk	Weathers
Cooper	Higgins		

—21.

Nay: Mr. Lee.—1.

And said bill, as thus amended, was read a third time at length and passed, and ordered sent forthwith to the House without engrossment.

Yeas, 21; nays, 12.

Yeas:			
Messrs.:	Easterly	Jones	Lusk
Bell	Elrod	Judge	Milner
Bonner	Faulk	Key	McCain
Brown	Hartwell	Kline	Thach
Bulger	Higgins	Lewis	Wallace
Denson	Holmes		

—21.

Nays:			
Messrs.:	Green	Hollis	Pride
Burns	Hall	Lee	Weathers
Cooper	Hill	Miller	Winkler
Ellis			

—12.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following House joint resolution:

Resolved by the House, the Senate concurring, that when the two Houses adjourn to-day, they adjourn to meet on Friday, September 10th, 1915.

And sends same herewith to the Senate.

W. F. Herbert,
Clerk.

HOUSE MESSAGE.

On motion of Mr. Lusk, the Senate concurred in the House joint resolution set out in the foregoing message from the House.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bill:

H. 1595. To confer upon the railroad commission of Alabama jurisdiction over the rates, charges, services and facilities of all persons, firms and corporations engaged in or carrying on for hire, the business of telegraph and telephone, either or both.

And sends same herewith to the Senate without engrossment.

W. F. Herbert,
Clerk.

HOUSE MESSAGES.

The House bill in the foregoing House message was read once and referred to appropriate standing committee as follows:

H. 1595. To the Committee on Commerce and Common Carrier.

REPORT FROM THE COMMITTEE ON REVISION OF THE
JOURNAL.

Mr. Holmes, chairman of the Standing Committee on Revision of the Journal beg leave to report that said committee, in session, had examined the Journal of the Senate for the thirty-seventh and thirty-eighth legislative days and find the same contains the proper entries in reference to each bill and resolution contained therein as required by the Constitution.

H. H. Holmes,
Chairman.

COMMITTEE REPORT.

On motion of Mr. Holmes, the foregoing report from the Committee on Revision of the Journal was adopted

and the Journal of the thirty-seventh and thirty-eighth legislative days of the session was approved by the Senate.

REPORT FROM THE COMMITTEE ON REVISION OF THE
JOURNAL.

Mr. Holmes, chairman of the Standing Committee on Revision of the Journal beg leave to report that said committee, in session, had examined the Journal of the Senate for the thirty-ninth, fortieth and forty-first legislative days and find same contains the proper entries in reference to each bill and resolution contained therein as required by the Constitution.

H. H. Holmes,
Chairman.

COMMITTEE REPORT.

On motion of Mr. Holmes, the foregoing report from the Committee on Revision of the Journal was adopted and the Journal of the thirty-ninth, fortieth and forty-first legislative days of the session was approved by the Senate.

REPORT FROM COMMITTEE ON ENROLLED BILLS.

Mr. President:

Your Standing Committee on Enrolled Bills beg leave to report that said committee, in session, have compared the following enrolled bills with the engrossed and original bills, respectively, and find same correctly enrolled, to wit:

S. 332. To repeal "An act to regulate the fine and forfeiture fund of Coffee county and claims against said funds, and requiring all fines and forfeitures to be paid in money and making it a misdemeanor punishable by fine for any officer collecting moneys belonging to said fund to fail to pay the same to the county treasurer within sixty days from the collection thereof," approved March 11, 1911.

S. 434. To authorize the court of county commissioners or any similar court by whatever name, with like jurisdiction, in any county in the State, which county

has a population of 75,000 people and less than 82,000 people according to the last or any subsequent Federal census, to employ a trained nurse for the purpose of visiting and caring for citizens of said county, who have infectious or contagious disease, said nurse to be under the supervision and control of the county board of health, and to be paid a salary not to exceed \$100.00 per month out of the general funds of the county.

S. 584. To amend section 3589 of the Code of Alabama. (Relates to amendment of charter.)

S. 604. To regulate the office of sheriff in counties of 81,000 population, or over according to the last Federal census or any subsequent Federal census, to exempt the sheriffs of such counties from court costs, to authorize, and empower the boards of revenue of said counties to fix a number and compensation of the sheriff's deputies, guards and jailers, to exempt sheriffs from liability for the acts of the deputies except in certain cases, to require deputy sheriffs to execute official bonds conditioned, payable and approved as the bonds of sheriffs, and to provide for the payment of the premium, on the sheriffs and deputies' bonds out of the county treasury; and to provide that all fees, charges and commissions taxable and collected as sheriff's fees, charges and commissions be paid into the county treasury, including fees for feeding prisoners to be paid into the general fund and to create a fund designated as sheriff's fund and to provide for the payment of the sheriff and his deputies, guards and jailers from such fund; authorizing the board of revenue to appropriate necessary money for the legal expense of the sheriff's office not otherwise provided for, authorizing the sheriff to employ an attorney to advise and represent him, whose compensation is to be fixed by the board of revenue and paid out of the sheriff's fund, and providing when and how this act shall become effective.

S. 658. To repeal an act entitled an act, to amend section one of an act to incorporate the town of Claiborne in the county of Clibborn State of Alabama; and to repeal all former charters of said town, approved February 12, 1897; to read as follows: "An act to provide for the abolishment of the office of county treasurer for Barbour county; to authorize

the board of revenue of Barbour county to designate or select a State or national bank as a repository of county funds, which said bank shall perform all duties hitherto appertaining to the office of county treasurer as such; to authorize the board of revenue to select a clerk of the board of revenue, to define the duties of said clerk and fix his compensation.

S. 747. To provide for the payment of all fines and forfeitures of Franklin county, in money only; and to regulate the registration and payment of all claims, which are by law payable out of said fund in said county.

S. 767. To abolish the highway commission of Houston county, Alabama, and to repeal the act of creating same.

S. 786. To relieve J. R. Allen from liability for and on account of receiving money from the funds of Shelby county, on the following warrant, which was issued by the board of revenue of said county for his services as ex-officio fees as sheriff of Shelby county, Alabama, on January 9th, 1912, to wit: Warrant No. 374, for \$300.00.

S. 801. To amend section 4 of an act to provide for holding separate terms of the circuit court for Coffee county in the twelfth judicial circuit, at Enterprise, for the following portions of Coffee county, to wit: Township 3, range 22, township 4, range 22, township 5, range 22, township 3, range 21, township 4, range 21. The east one-half of township 4, range 20. The following sections in township 4, range 20, to wit: 13, 22, 23, 24, 25, 26, 27, 34, 35, 36; and all that portion of the territory in township 6, range 22, township 7, range 22, township 5, range 21, township 6, range 21 lying south of Pea river and to regulate the holding of such court, to provide buildings and accommodations therefor, making its jurisdiction within such district exclusive of the jurisdiction it exercises when sitting at Elba in said county of Coffee, defining the powers of the judge and clerk thereof; and regulating the drawing of its grand and petit juries and providing for the transfer of causes from the circuit court held at Elba to said court held at Enterprise, and from the latter to the former. Approved February 28, 1907.

S. 806. To require the court of county commissioners of Butler county to publish monthly in a newspaper published in said county a statement showing the receipts and expenditures of money for said county.

S. 830. To relieve Frank Miller from all liability for and on account of receiving money to the amount of two hundred and thirty and 50/100 (\$230.50) dollars, from the funds of Shelby county, Alabama, during the years 1911 and 1912, for his services as acting as superintendent or supervisor of public roads in his district, while a member of the board of revenue of Shelby county, Alabama, for which suit is now pending in the circuit court of Shelby county, Alabama.

S. 335. To appropriate the sum of twenty-seven thousand five hundred dollars (\$27,500) and interest thereon at 4 per cent. since July 1st, 1914, for the purpose of paying a certificate of indebtedness issued by the Governor of Alabama to the endowment fund of the University of Alabama.

S. 721. To require the election of members of courts of county commissioners, or boards of revenue of counties in this State, having or may hereafter have an area of one thousand five hundred and seventy-five square miles or more, by the voters only of the districts which such commissioners represent, and to make such officers ineligible to election as their own successors.

S. 785. To remit, annul and cancel an alleged indebtedness claimed by the county of Shelby against A. P. Longshore in a suit pending in the circuit court of said county.

S. 733. To authorize and require the board of revenue and road commissioners of Mobile county to order an election to determine whether or not Mobile county should issue bonds for the construction of public school houses and buildings appurtenant thereto, within the county of Mobile, but without the corporate limits of the city of Mobile; to provide for the holding of such election and declaring the result thereof; and to provide for the issue of such bonds and for the disposition and administration of the fund procured by the sale of such bonds.

S. 154. To make an appropriation for necessary repairs and improvements on the buildings of the 4th district agricultural school at Sylacauga.

C. H. Miller,
Chairman.

SIGNING OF BILLS.

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the secretary of the Senate, signed the following bills:

S. 332. To repeal "an act to regulate the fine and forfeiture fund of Coffee county, and claims against said funds, and requiring all fines and forfeitures to be paid in money and making it a misdemeanor punishable by fine for any officer collecting money belonging to said fund to fail to pay the same to the county treasurer within sixty days from the collection thereof," approved March 11, 1911.

S. 434. To authorize the court of county commissioners or any similar court by whatever name, with like jurisdiction, in any county in the State, which county has a population of 75,000 people and less than 82,000 people according to the last or any subsequent Federal census, to employ a trained nurse for the purpose of visiting and caring for citizens of said county, who have infectious or contagious disease, said nurse to be under the supervision and control of the county board of health, and to be paid a salary not to exceed \$100.00 per month out of the general funds of the county.

S. 584. To amend section 3589 of the Code of Alabama. (Relates to amendment of charter.)

S. 604. To regulate the office of sheriff in counties of 81,000 population or over according to the last Federal census or any subsequent Federal census, to exempt the sheriffs of such counties from court costs, to authorize and empower the boards of revenue of such counties to fix a number and compensation of the sheriff's deputies, guards and jailers, to exempt sheriff's from liability for the acts of the deputies except in certain cases,

to require deputy sheriffs to execute official bonds conditioned, payable, and approved as the bonds of sheriffs, and to provide for the payment of the premium, on the sheriffs and deputies' bonds out of the county treasury; and to provide that all fees, charges and commissions taxable and collected as sheriff's fees, charges and commissions be paid into the county treasury, including fees for feeding prisoners to be paid into the general fund and to create a fund designated as sheriff's fund and to provide for the payment of the sheriff and his deputies, guards and jailers from such fund; authorizing the board of revenue to appropriate necessary money for the legal expense of the sheriff's office not otherwise provided for, authorizing the sheriff to employ an attorney to advise and represent him, whose compensation is to be fixed by the board of revenue and paid out of the sheriff's fund, and providing when and how this act shall become effective.

S. 658. To repeal an act entitled an act "to amend section one of an act to incorporate the town of Clanton, in the county of Chilton, State of Alabama, and to repeal all former charters of said town, approved February 12, 1897.

S. 720. To provide for the abolishment of the office of county treasurer for Barbour county; to authorize the board of revenue of Barbour county to designate or select a State or national bank as a repository of county funds, which said bank shall perform all duties hitherto appertaining to the office of county treasurer as such; to authorize the board of revenue to select a clerk of the board of revenue, to define the duties of said clerk and fix his compensation.

S. 747. To provide for the payment of all fines and forfeitures of Franklin county, in money only; and to regulate the registration and payment of all claims, which are by law payable out of said fund in said county.

S. 767. To abolish the highway commission of Houston county, Alabama, and to repeal the act of creating same.

S. 786. To relieve J. R. Allen from liability for and on account of receiving money from the funds of Shelby

county, on the following warrant, which was issued by the board of revenue of said county for his services as ex-officio fees as sheriff of Shelby county, Alabama, on January 9th, 1912, to wit: Warrant No. 374, for \$300.00.

S. 801. To amend section 4 of an act to provide for holding separate terms of the circuit court for Coffee county in the twelfth judicial circuit, at Enterprise, for the following portion of Coffee county, to-wit: Township 3, range 22, township 4, range 22, township 5, range 22, township 3, range 21, township 4, range 21. The east one-half of township 3, range 20. The following sections in township 4, range 20, to wit: 13, 22, 23 24, 25, 26, 27, 34, 35, 36; and all that portion of the territory in township 6, range 22, township 7, range 22, township 5, range 21, township 6, range 21, lying south of Pea river, and to regulate the holding of such court, to provide buildings and accommodations therefor, making its jurisdiction within such district exclusive of the jurisdiction it exercises when sitting at Elba in said county of Coffee, defining the powers of the judge and clerk thereof, and regulating the drawing of its grand and petit jurors and providing for the transfer of causes from the circuit court held at Elba to said court held at Enterprise, and from the latter to the former. Approved February 28, 1907.

S. 806. To require the court of county commissioners of Butler county to publish monthly in a newspaper published in said county a statement showing the receipts and expenditures of money for said county.

S. 830. To relieve Frank Miller from all liability for and on account of receiving money to the amount of two hundred and thirty and 50/100 (\$230.50) dollars, from the funds of Shelby county, Alabama, during the years 1911 and 1912, for his services as acting as superintendent or supervisor of public roads in his district, while a member of the board of revenue of Shelby county, Alabama, for which suit is now pending in the circuit court of Shelby county, Alabama.

S. 335. To appropriate the sum of twenty-seven thousand five hundred dollars (\$27,500) and interest thereon at 4 per cent. since July 1st, 1914, for the purpose of paying a certificate of indebtedness issued by the Gov-

ernor of Alabama to the endowment fund of the University of Alabama.

S. 721. To require the election of members of courts of county commissioners or boards of revenue of counties in this State having or may hereafter have an area of one thousand five hundred and seventy-five square miles or more, by the voters only of the districts which such commissioners represent and make such officers ineligible to election as their own successors.

S. 785. To remit, annul and cancel an alleged indebtedness claimed by the county of Shelby against A. P. Longshore in a suit pending in the circuit court of said county.

S. 733. To authorize and require the board of revenue and road commissioners of Mobile county to order an election to determine whether or not Mobile county should issue bonds for the construction of public school houses and buildings appurtenant thereto within the county of Mobile but without the corporate limits of the city of Mobile; to provide for the holding of such election and declaring the result thereof; and to provide for the issue of such bonds and for the disposition and administration of the fund procured by the sale of such bonds.

S. 154. To make an appropriation for necessary repairs and improvements on the buildings of the 4th district agricultural school at Sylacauga.

REPORT FROM COMMITTEE ON ENROLLED BILLS

Mr. President:

Your Standing Committee on Enrolled Bills beg leave to report that said committee, in session, have compared the following enrolled bills with the engrossed and original bills, respectively, and find same correctly enrolled, to wit:

S. 440. To grant to the city of Mobile the right to use certain lands in the Bay of Mobile and authority to improve the same and extend wharves and terminals therefrom into the adjacent waters, and to collect charges for the use of said improvements, and to provide for the regulation of such charges and to provide for the exercise of the right of eminent domain.

S. 171. To amend article 31, chapter 41, of the Code of Alabama, 1907.

C. H. Miller,
Chairman.

SIGNING OF BILLS.

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the secretary of the Senate, signed the following bills:

S. 440. To grant to the city of Mobile the right to use certain lands in the Bay of Mobile and authority to improve the same and extend wharves and terminals therefrom into the adjacent waters, and to collect charges for the use of said improvements, and to provide for the regulation of such charges and to provide for the exercise of the right of eminent domain.

S. 171. To amend article 31, chapter 41, of the Code of Alabama, 1907.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following House bills:

H. 1288. To establish the twentieth judicial circuit, to be composed of the counties of Henry, Houston and Geneva; to fix the time and places of holding the courts; to prescribe rules of procedure and practice therein; to provide for the election and appointment of a judge and solicitor, and to fix their salaries.

With notice and proof thereto attached and herewith exhibited, as follows:

NOTICE OF PROPOSED LEGISLATION.

Notice is hereby given that when the Legislature of the State of Alabama reconvenes in July, 1915, a bill will be submitted for enactment into law, to establish the seventeenth judicial circuit of the State of Alabama, to be composed of the counties of Henry, Houston and

Geneva; to provide that the courts of each of said counties shall remain open at all times; to provide for four regular jury terms of the court in each of said counties for the trial of causes, for the impaneling of grand and petit juries at each of said terms, and to fix the time and places of holding the court in each of said counties; to provide for the dispensing of grand juries at said terms and for the impaneling of grand juries at other times, in the discretion of the judge; to provide that the judge of said court, may in chambers, pass on all pleadings, all motions to set aside judgments or for new trials, all ex parte motions or ex parte proceedings. Also, the parties filing written consents thereto, hear and determine all petitions for certiorari, supersedeas, quo warranto, mandamus and all cases submitted on an agreed statement of facts, in which trial by jury is not authorized by law or is waived by the parties, the order, ruling or judgment made to be filed in writing and entered on the records of the court of the proper county as the judgment of the court. To provide for the appointment of a judge and solicitor and to fix their salaries.

B. G. Farmer.

State of Alabama, }
Geneva County. }

Before me, D. S. Folsom, a notary public in and for said county, came E. C. Boswell, who, being by me duly sworn, deposes and says that he is the editor and proprietor of the Hartford News Herald, a newspaper published weekly at Hartford, Geneva county, Alabama, and that the attached notice of proposed legislation signed by B. G. Farmer was published in said newspaper for four consecutive weeks, commencing June 4, 1915, and ending June 25, 1915.

E. C. Boswell..

Sworn to and subscribed before me on this, the 27th day of July, 1915.

D. S. Folsom,
Notary Public.

NOTICE OF PROPOSED LEGISLATION.

Notice is hereby given that when the Legislature of the State of Alabama re-convenes in July, 1915, a bill will be submitted for enactment into law, to establish the seventeenth judicial circuit of the State of Alabama, to be composed of counties of Henry, Houston and Geneva; to provide that the courts of each of said counties shall remain open at all times; to provide for four regular jury terms of the court in each of said counties for the trial of causes, for the impaneling of grand and petit juries at each of said terms, and to fix the time and places of holding the court in each of said counties; to provide for the dispensing of grand juries at said terms and for the impaneling of grand juries at other times, in the discretion of the judge; to provide that the judge of said court may, in chambers, pass on all pleadings, all motions to set aside judgments or for new trials, all ex parte motions or ex parte proceedings. Also, the parties filing written consents thereto, hear and determine all petitions for certiorari, supersedeas, quo warranto, mandamus, and all cases submitted on an agreed statement of facts, in which trial by jury is not authorized by law or is waived by the parties, the order, ruling or judgment made to be filed in writing and entered on the records of the court of the proper county as the judgment of the court. To provide for the appointment of a judge and solicitor and to fix their salaries.

B. G. Farmer.

State of Alabama, }
Henry County. }

Before me, W. M. Hardwick, a notary public in and for said county, came Ed M. Johnson, who, being duly sworn, deposes and says that he is the editor and proprietor of the Henry County Standard, a newspaper published weekly at Headland, Henry county, Alabama, and that the attached notice of proposed legislation, signed by B. G. Farmer, was published in said newspaper for four consecutive weeks, the dates being June 3rd, June 10th, June 17th, and June 24th, respectively, 1915.

Ed M. Johnson.

Sworn to and subscribed before me, this the 12th day of July, 1915.

W. M. Hardwick,
Notary Public.

NOTICE OF PROPOSED LEGISLATION.

Notice is hereby given that when the Legislature of the State of Alabama re-convenes in July, 1915, a bill will be submitted for enactment into law, to establish the seventeenth judicial circuit of the State of Alabama, to be composed of counties of Henry, Houston and Geneva; to provide that the courts of each of said counties shall remain open at all times; to provide for four regular jury terms of the court in each of said counties for the trial of causes, for the impaneling of grand and petit juries at each of said terms, and to fix the time and places of holding the court in each of said counties; to provide for the dispensing of grand juries at said terms and for the impaneling of grand juries at other times, in the discretion of the judge; to provide that the judge of said court may, in chambers, pass on all pleadings, all motions to set aside judgments or for new trials, all ex parte motions or ex parte proceedings. Also, the parties filing written consents thereto, hear and determine all petitions for certiorari, superseas, quo warranto, mandamus, and all cases submitted on an agreed statement of facts, in which trial by jury is not authorized by law or is waived by the parties, the order, ruling or judgment made to be filed in writing and entered on the records of the court of the proper county as the judgment of the court. To provide for the appointment of a judge and solicitor and to fix their salaries.

B. G. Farmer.

State of Alabama, }
Montgomery County. }

Before me, Alma Hertz, a notary public in and for said county, came W. T. Hall, who, being duly sworn, says that he is the editor and proprietor of the Dothan Weekly Eagle, a newspaper published at Dothan, Houston county, and that the attached notice of proposed

legislation signed by B. G. Farmer was published in said newspaper for four consecutive weeks, the date being June 3rd, June 10th, June 17th, and June 24th, respectively, 1915.

W. T. Hall.

Sworn to and subscribed before me on this, the 29th day of July, 1915.

Alma Hertz.
Notary Public.

Also,

H. 206. To make appropriation for buildings and repairs and other necessary improvements for the Alabama Industrial School for White Boys.

Also,

H. 1573. To provide for the completion of examination of applications for Confederate pensions by State board of examiners of pensions.

Also,

H. 1397. To make an annual appropriation for any county that may be levying and collecting a special county school tax during any scholastic year, and to provide for the expenditure of the fund set apart for any county by the county board of education.

Also,

H. 1582. To amend section 2047 of the Code of Alabama, 1907. (Relates to the appropriations and payment for the expenses of the Confederate soldiers home.)

And sends same herewith to the House without engrossment.

W. F. Herbert,
Clerk.

HOUSE MESSAGES.

The House bills in the foregoing House message were severally read once and referred to appropriate standing committees as follows:

H. 206, 1397, 1573, 1582. To the Committee on Finance and Taxation.

H. 1288. To the Committee on Judiciary.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following House bill:

H. 917. To amend section 7802 of the Code of Alabama of 1907.

And sends the same herewith to the Senate.

W. F. Herbert,
Clerk.

HOUSE MESSAGES.

The House bill in the foregoing House message was read once and referred to appropriate standing committee as follows:

H. 917. To the Committee on Revision of Laws.

MESSAGE FROM THE HOUSE.

Mr. President:

The Speaker and presiding officer of the House having signed the following House bills, your signature thereto is requested:

H. 432. To require apartments, buildings or premises occupied by persons suffering with or dying of tuberculosis on removal therefrom, to be disinfected.

H. 1135. To amend the game laws of the State of Alabama in so far as they apply to the county of Mobile, State of Alabama.

H. 1160. To confer jurisdiction upon the chancery court, and other courts having the jurisdiction of the chancery court, to establish the fact of consolidation of corporation in certain instances, and to authorize the filing of bills for that purpose and prescribing procedure thereon.

H. 1314. To change and define the boundary line of St. Clair county, Alabama, between said county and the county of Jefferson.

H. 1335. For the relief of Horace Hood and to authorize the commissioners court of Crenshaw county to pay warrant No. 2139 issued at the August term, 1910, of said court for capturing one Will Stevenson, said warrant being registered by county treasurer of said

county on August 12, 1910, and bearing registered number 475.

W. F. Herbert,
Clerk.

SIGNING OF BILLS.

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the secretary of the Senate, signed the following bills:

H. 432. To require apartments, buildings or premises occupied by persons suffering with or dying of tuberculosis on removal therefrom, to be disinfected.

H. 1135. To amend the game laws of the State of Alabama in so far as they apply to the county of Mobile, State of Alabama.

H. 1160. To confer jurisdiction upon the chancery court, and other courts having the jurisdiction of the chancery court, to establish the fact of consolidation of corporation in certain instances, and to authorize the filing of bills for that purpose and prescribing procedure thereon.

H. 1314. To change and define the boundary line of St. Clair county, Alabama, between said county and the county of Jefferson.

H. 1335. For the relief of Horace Hood and to authorize the commissioners court of Crenshaw county to pay warrant No. 2139 issued at the August term, 1910, of said court for capturing one Will Stevenson, said warrant being registered by county treasurer of said county on August 12, 1910, and bearing registered number 475.

MESSAGE FROM THE HOUSE.

Mr. President:

The Speaker and presiding officer of the House having signed the following House bills, your signature thereto is requested:

H. 850. To provide for the assessment, valuation and equalization of values of real and personal property for

taxation, and for this purpose to create a State board of equalization, to prescribe the powers and duties of said board, to create a board of equalization for each county, and to prescribe the powers and duties of said boards, to provide for the collection of taxes, the sale of property for taxes, the redemption from such sales, to further provide for the general revenues, to abolish the State tax commission and to transfer all its powers, authority and jurisdiction and all proceedings pending for assessment and collection of taxes, and to repeal all laws in conflict with this act.

W. F. Herbert,
Clerk.

SIGNING OF BILLS.

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the secretary of the Senate, signed the following bill:

H. 850. To provide for the assessment, valuation and equalization of values of real and personal property for taxation, and for this purpose to create a State board of equalization, to prescribe the powers and duties of said board, to create a board of equalization for each county, and to prescribe the powers and duties of said boards, to provide for the collection of taxes, the sale of property for taxes, the redemption from such sales, to further provide for the general revenues, to abolish the State tax commission and to transfer all its powers, authority and jurisdiction and all proceedings pending for assessment and collection of taxes, and to repeal all laws in conflict with this act.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following House bills:

H. 1608. To abolish the office of treasurer of Limestone county, to require the county funds to be deposited in some national or State bank in the county of Limestone as the commissioner's court of Limestone

may elect, and to provide for the custody of such funds.

And sends the same to the Senate with notice and proof attached and herewith exhibited as follows:

NOTICE—LOCAL LAW.

County Treasurer.

Notice is hereby given that a bill will be introduced at the present session of the Legislature seeking to abolish the office of treasurer of Limestone county, Ala., providing for handling of the funds of the county by a bank or individual to be designated by the county commissioners upon such terms as they may prescribe.

Perry Henderson.

The State of Alabama, }
Limestone County. }

Before me, W. W. Malone, notary public in and for said county, personally appeared R. H. Walker, editor of Limestone Democrat, a newspaper published in said county, who, being by me first duly sworn, doth depose and say that a certain notice, copy of which is hereto attached, was published in said newspaper in said county for four consecutive weeks prior to the 21st day of August, 1915.

R. H. Walker,
Editor Limestone Democrat.

Sworn to and subscribed before me, this 25th day of August, 1915.

W. W. Malone,
Notary Public, Limestone County, Alabama.

Also,

H. 1470. For the relief of Mrs. Margaret L. Powell, age 70 years, widow of John Powell, an ex-Confederate soldier, being a resident of Clarke county, Alabama. Whereas, Mrs. Margaret L. Powell's name has been on the pension roll of Covington county, Alabama, for a long time, but her name was stricken from the roll by the State board of examiners because she failed to give the number of her husband's regiment, the application she made gave the command as Company "B," Beaure-

guard's Mississippi Volunteers, upon this vagueness her name was ordered stricken from the roll, her original application being properly made and filled out as required by law.

And sends the same to the Senate with notice and proof attached and herewith exhibited as follows:

NOTICE.

A bill will be introduced in the present session of the Alabama Legislature for the relief of Margaret L. Powell, of Clarke county, Alabama, to restore her name to the pension roll and pay her \$97.60, the amount she would have received had her name not been wrongfully stricken from the pension roll.

L. M. Trawick.

State of Alabama, }
Clarke County. }

Before me, L. M. Trawick, a notary public and ex-officio justice of the peace in and for Clarke county, Alabama, personally appeared A. B. Tucker, who, being duly sworn by me, deposes and says that he is the editor and publisher of the Thomasville Echo, a weekly newspaper published at Thomasville, Clarke county, Alabama, and that the notice hereto attached, giving notice of the intention of introducing a bill in the present session of the Alabama Legislature for the relief of Margaret L. Powell, has been published for four consecutive weeks, to wit, Thursday, July 22nd, 1915, Thursday, July 29th, 1915, Thursday, August 5th, 1915, and Thursday, August 12th, 1915, and that such publication was made without cost to the State or the county.

(Signed.) A. B. Tucker.

Editor and Publisher of the Thomasville Echo,
Thomasville, Ala.

Sworn to and subscribed before me, this the 13th day of August, 1915.

(Signed.) L. M. Trawick,
N. P. and Ex-Off. J. P., Thomasville, Ala.

Also,

H. 1609. To establish a board of revenue for Monroe county, and to confer upon such board all the au-

thority, jurisdiction and power, and prescribing for the members thereof, all the duties of the court of county commissioners of said county; to provide for the appointment and fix the terms of office of the members of said board; to provide for the election of their successors in office; to define the duties of the judge of probate with reference to said board of revenue; to authorize said board to employ a competent civil engineer and clerk, fix their salaries and prescribe their duties; to authorize said board of revenue to divide said county into road districts and apportion hands liable to road duty; to assess the road or per capita tax for persons liable to road duty in said county in lieu of working on the public roads; to fix a license tax for teams and vehicles using the public roads of said county; to confer upon said board the right of eminent domain; to abolish the court of county commissioners and the highway commission of said county.

And sends the same to the Senate with notice and proof attached and herewith exhibited, as follows:

State of Alabama, }
 Monroe County. }

Before me, L. J. Bugg, a notary public in and for said county in said State, personally appeared Q. Salter, who, being by me first duly sworn, deposes and says that he is the editor and publisher of the Monroe Journal, a newspaper published in Monroeville, in said State and county, and that the following notice, to wit:

NOTICE.

Notice is hereby given that a bill will be introduced in the Legislature of Alabama, at the present session thereof, which convened on January 12th, 1915, in substance as follows.

A BILL

To be entitled an act to establish a board of revenue for Monroe county, to consist of five (5) members, one of which shall be the probate judge, who shall be president thereof, in lieu of the commissioners court

of said county; conferring upon said board of revenue all the jurisdiction and powers and prescribing for it all the duties of the commissioners court of said county, and otherwise defining its jurisdiction, powers and duties; providing for the appointment of members of said board and prescribing their terms of office; providing for the appointment of a clerk of said board, defining his duties, powers and compensation; and further providing for the compensation of the members of said board; and to abolish the court of county commissioners. This law to become effective on approval by the Governor.

Was published in each issue of said paper, beginning with the issue of January 7th, 1915, and continued to and contained in the issue of February 18th, 1915, and that said notice has been published once a week for four consecutive weeks and for more than thirty days prior to August 27th, 1915.

Q. Salter.

Sworn to and subscribed before me, this
(Seal.) 26th day of August, 1915.

L. J. Bugg,
Notary Public, Monroe County, Alabama.

Also,

H. 1371. To provide for the construction, repairing, working and maintaining of the public roads and bridges of Wilcox county, Alabama; to provide revenue for the same; to define the powers and duties of the county commissioners with reference to same; to provide for the purchase of mules and equipment for same; to provide for the appointment of a supervisor and of overseers, defining their duties, prescribing rules, regulations and penalties in order to carry into effect the provisions and purposes of this act.

And sends the same to the Senate with notice and proof attached and herewith exhibited as follows:

The State of Alabama, }
Wilcox County. }

Notice is hereby given that, at the present session of the Legislature, a local road law for Wilcox county will

be introduced in said Legislature, and said law will be in words and figures substantially as follows:

AN ACT

To provide for the construction, repairing, working and maintaining of the public roads and bridges of Wilcox county, Alabama; to provide revenue for the same; to define the powers and duties of the county commissioners with reference to same; to provide for the purchase of mules and equipment for same; to provide for the appointment of a supervisor and of overseers, defining their duties, prescribe rules and regulations and penalties in order to carry into effect the provisions and purposes of this act.

Section 1. Be it enacted by the Legislature of Alabama, That the court of county commissioners of Wilcox county shall, within sixty days after the approval of this act, and every two years thereafter, except as hereinafter provided, appoint a supervisor of public roads and building for said county whose term of office shall be for two years; provided, however, that the supervisor first appointed after the approval of this act shall hold office until the 2nd Monday in February, 1917, at which time his successor shall be appointed for a term of two years, and every two years thereafter a supervisor shall be appointed. Such supervisor shall be a competent civil engineer with experience in road and bridge building, who shall pass satisfactorily an examination designed to test his fitness; said examination to be held under the direction of the State highway commission and under such regulation as it may prescribe, and shall be subject to removal by said court of county commissioners for drunkenness, incompetency, or neglect of duty, or other good cause. Such supervisor may make the bond required of him in section 3 of this act in a solvent guarantee company, to be approved by the probate judge of said county.

Sec. 2. If said court of county commissioners fail to comply with the requirement of section 1 of said act, each member thereof shall be guilty of a misdemeanor, and, upon conviction, shall be fined not less than fifty

dollars (\$50.00) nor more than five hundred dollars (\$500.00).

Sec. 3. That such supervisor shall, before entering upon the duties of his office, qualify by taking and filing the statutory oath of office and giving bond conditioned for the faithful performance of the duties of such office, payable to Wilcox county in the sum of ~~\$5,000.00~~, with sureties thereon, to be approved by the judge of probate of said county, which oath and bond shall be recorded as official bonds are now required to be recorded in the office of the judge of probate.

Sec. 4. That the supervisor of public roads shall receive a salary for each year's services of not less than \$1,500.00 nor more than \$2,500.00, to be determined between said limit by the commissioners court, and to be paid in monthly installments at the end of each calendar month by warrant to be drawn by the judge of probate on the road fund of the county.

Sec. 5. That said supervisor shall have control and supervision of all the public roads of said county as to the manner of working, repairing and maintaining the same, and to changes of old roads and establishing and locating of new roads when ordered established by the commissioners court, and of the execution of any contract that may be made for the working and repairing of roads, or of repairing and building bridges, culverts or causeways.

Sec. 6. That it shall be the duty of said supervisor by the 1st day of January, 1916, to divide said county into ten districts, which shall be known as "road districts," making such divisions in such manner that the number of miles of public roads in each of said districts will, as nearly as conditions will permit, contain an equal number of miles.

Sec. 7. That the term of office of all the present overseers in said county shall expire on the 1st day of January, 1916, after the qualification of said supervisor, and thereupon the supervisor shall appoint one overseer for each road district hereinbefore provided for in said county for the term of two years, for the enumeration of hands subject to road duty, and for the proper and efficient working and maintenance of the

roads of said county, as well as for the performance of any other duties hereinafter provided for.

Sec. 8. That the court of commissioners of said county by the 1st day of January, 1916, shall, after the approval of this act, purchase a sufficient number of mules, suitable for said work, road machines, and auxiliary equipment, including gear, drag scrapes, double plows, and split log road drags; or other necessary equipment to furnish the overseers in each road district with at least four mules with gear, one road machine, one wheel scraper, two drag scrapes, and one double horse plow, and one split log road drag; and any such mules and equipment which it may be necessary for them to purchase, as herein provided; the court of county commissioners shall issue in payment thereof its warrant on the county treasurer, and in the event that the county has not sufficient funds in the hands of said treasurer to pay said warrants at the time of said purchases, they shall issue to the party or parties from whom said purchases were made interest bearing warrants of said county.

Sec. 9. That it shall be the duty of said supervisor to make out a bill of all the necessary feed stuffs for the maintenance and feed for said mules as provided for, and he shall obtain as nearly as possible the lowest market prices at which said feed stuffs can be bought, and present to the court of county commissioners at their first regular meeting after his qualification and every three months thereafter, such bill, together with the prices at which such feedstuffs can be obtained for the succeeding three months; and on the approval of said bill and prices by the court of county commissioners he shall furnish each overseer in each road district sufficient feed for the maintenance and feed of the mules in said districts for the period of one month; and the supervisor shall give to the party, or parties, from whom such feedstuffs are purchased an order on the commissioners court for the amount of said purchases, when on its approval the court of county commissioners shall issue warrants drawn on the county treasurer to the party or parties from whom the purchases were made for the amount of said purchases.

Sec. 10. That it shall be the duty of said supervisor to cause such overseer, as provided in section 7 to take and subscribe in writing an oath that he will faithfully perform the duties of overseer, which oath may be administered by said supervisor; and before taking office shall furnish the county with surety bond in the sum of \$1,000.00, which shall be filed in the office of the judge of probate. ~~To each overseer so appointed~~ the said supervisor shall deliver a commission. Provided that when a vacancy occurs in the office of the overseer from whatever cause, the same shall be filled by said supervisor; and provided, further, that said supervisor may at any time he may deem advisable remove any overseer.

Sec. 11. That said supervisor shall personally inspect the roads in the county at least four times in each year, and when making such inspection, when practicable, shall be accompanied by the overseer of the district, and he shall make such suggestions and give such directions as to changing road-beds, establishing, repairing, improving and working the public roads, in building and repairing and maintaining bridges and culverts as he may deem proper. He shall make full reports of the condition of the public roads and the manner in which any contracts have been or are being executed to the court of county commissioners at the February, April, August and November terms of said court in each year, and such special reports as said court may call for at other times.

Sec. 12. That it shall be the duty of each overseer appointed under this act to feed, care for, and work the mules placed in his charge as he may be directed by the said supervisor; and that said overseers shall take care of the feedstuffs furnished him and shall make report to the supervisor every thirty days stating the amount of feedstuffs, if any, on hand at that time.

Sec. 13. That each overseer hereinbefore provided for shall, immediately after the 1st day of January of each year make a thorough and complete canvass of his road district, taking down the names and ages of all male inhabitants of the district over eighteen and under fifty years of age residing in said road district, and en-

tering opposite each name so enrolled the name or location of the farm on which he resides or the location of the house in which he dwells, and the name of the public roads nearest his dwelling place. The said enrollment shall be written in a plain, legible manner with ink, and upon the completion of the enrollment be at once filed in the office of the supervisor. Such enrollment book must be completed and filed by the 1st day of February of each year; provided that the first enrollment herein contemplated, shall be completed and each book filed within thirty days after the appointment of each overseer.

Sec. 14. That said overseer shall have authority to administer oaths, and in making his enrollment of road hands or at any time when it may be necessary to list persons to road services, if the person proposed to be listed shall claim to be over fifty or under eighteen years of age, the said overseer may take the affidavit of such persons or any person proposed to be listed, which affidavit shall be in writing and subscribed by the affiant, and the same shall be preserved and filed by such overseer in the office of the supervisor except in cases when he has cause to believe that perjury has been committed, when he shall return such affidavit to the grand jury; provided, that in listing person for road duty no persons who shall have a certificate of exemption from the county medical board shall be listed for the road service if such disability be permanent and so stated in the certificate.

Sec. 15. That it shall be the duty of each overseer to make monthly reports in writing and under oath to the supervisor of any and all monies received by him from hands in commutation of labor, the name of the person from whom received and when and for what paid, and shall pay over the same to the county treasurer, taking his receipt therefor, to be credited by him on the books of the road fund of the county; and it shall be the duty of the commissioners court, as far as practicable, to appropriate for each district an amount at least equal to such funds as may have been received from such district for the working or maintenance of the respective roads in such district. Any overseer ap-

appropriating for his own use any money paid to him in commutation of labor shall be guilty of embezzlement and shall be liable to criminal prosecution therefor as provided by law in such cases. Any overseer who fails to make sworn reports as required in this act shall be guilty of a misdemeanor, and upon conviction shall be fined not less than \$50.00 nor more than \$500.00.

Sec. 16. That all persons subject to road duty under the general laws of the state or under the provisions of this act shall be required to work upon the public roads of said county for not less than ten days of each calendar year or, instead thereof, shall pay the sum of \$4.00 annually, if paid by the 1st day of February of each year; which shall be paid to the overseer of the district in which such party paying same resides. Any person subject to road duty who elects to pay the \$4.00 in money as herein provided must pay same by the 1st day of February of each year, but after such time such party shall then work on the roads when warned, or pay \$5.00 in money to the overseer the day he is warned, or must send as a substitute an able-bodied man. Provided, that if any person subject to road duty under this act shall have worked part of his time on the roads, he may at any subsequent time he is warned pay a pro rata portion of \$5.00 for the remaining time he is to work.

Sec. 17. That whenever an overseer shall determine that a dirt road needs repairing or working, or when the supervisor shall so direct, he shall call out such hands as he may deem sufficient in number to work or repair said road. And if any hand who has not paid the commutation tax herein provided shall fail or refuse to work, it shall be the duty of the overseer within five days from the time the warning to work was given, to notify the supervisor, and also to return each and every hand so failing or refusing, to a justice of the peace of the county or to the county court of said county, and such road hands shall be proceeded against as road defaulters under the general laws of the State. The overseer shall, in March and September of each year report in writing and under oath to the supervisor what road hands worked and how long, and what road

hands paid and how much, and what road hands neither worked nor paid.

Sec. 18. That a day's work for each road hand under this act shall be ten hours actual service and the warning of hands shall be made in accordance with the general laws of the State. No hand shall, however, be required to go more than six miles from his residence in working the public roads.

Sec. 19. That when a road hand who has performed part of his road services removes from a district, it shall be the duty of the overseer to furnish him on demand a written certificate showing the time he has served during the calendar year, which certificate shall be an exemption to such hand to the extent of the time worked from road services in any other district in the county to which he may remove.

Sec. 20. The supervisor shall, unless the work is to be done by the county convicts, let all repairing, keeping in order, building or construction of all macadamized and hard surfaced roads and public bridges, except emergency repairs at less than \$50.00 in value, at public outcry to the lowest responsible bidder upon such notice and at such place within the county the commissioners court may prescribe. All work shall be done in accordance with full and accurate specifications to be furnished by the supervisor. Each contractor shall give bond to be approved by the judge of probate for the faithful performance of his contract equal to the amount he is to receive for the work undertaken by him. When such work is finished it shall be examined by the supervisor and, if approved by him, he shall give the contractor an order on the commissioners court for the amount of his contract, which shall be paid by warrant drawn on the road fund of the county after same is allowed by the commissioners court. The supervisor shall have the right, if he thinks the bids for work on such roads too high, to reject any and all bids made. In this event he shall re-advertise for bids for such work, and if in his judgment all bids are still too high, he shall have the right to reject them, and the commissioners court shall then order such work to be done by said supervisor. A careful account of the cost of such

work shall be kept and filed with the probate judge, and shall be open to the inspection of the public. The supervisor shall also have the right to reject the bid of any party who has the reputation for being dishonest or incompetent.

Sec. 21. That the overseers appointed under this act shall receive a salary for each year's work of not less than \$480.00 nor more than \$600.00, to be determined between said limit by the court of county commissioners, and to be paid by monthly installments at the end of each calendar month by warrants to be drawn as prescribed by law on the road fund of the county. And it is hereby expressly provided that said overseers shall devote their entire time to work on the roads of said county and to the performance of any other duties prescribed in the act, and that in the event the weather or road conditions are such that it is impracticable to carry on the work of the road building or working it shall be the duty of said overseers during such time to drag with a split log road drag hereinbefore provided for, as much of the road in his district as is possible.

Sec. 22. That each overseer appointed under this act is authorized to employ one able-bodied man, who shall be known as his assistant, for help in the care, maintenance, and operation of the teams and equipment furnished said overseer; and said assistant shall be under the direction of the overseer by whom he is employed, and shall be subject to removal at any time for neglect of duty by said overseer, or by the supervisor, or for any other cause. That the salary of said assistant shall not exceed \$15.00 for each month's work, to be paid at the end of each calendar month upon the order of said overseer, which order shall be first approved by the supervisor to the court of county commissioners, who shall issue their warrant drawn as provided by law, on the road fund of said county and payable to said assistant.

Sec. 23. That any overseer or supervisor who fails to perform his duty as such, under the provisions of this law shall be liable to prosecution and fine on conviction not less than \$50.00 nor more than \$500.00.

Sec. 24. The supervisor shall be required to devote his entire time to the public roads and bridges of the

county, and he shall keep such books and accounts, list of overseers and road hands, reports as to show transactions pertaining to the establishment, working, repairing and maintaining of the public roads and bridges of the county.

Sec. 25. That the supervisor of roads shall not be under control or direction of the commissioners court. Said commissioners court shall have the power to order the opening of new roads and closing of old ones, and shall make the necessary provisions for furnishing the supervisor with all the necessary stationery and blanks for the use of his office, and shall provide said supervisor a suitable office in either the court house or in some other place in the town of Camden.

Sec. 26. If the court of county commissioners shall order that a new road be opened between certain points located in the order made by said court or if the court of county commissioners shall order that the location of an existing road be changed, the supervisor shall thereupon ascertain the best location for said new or changed road, shall stake out same, and shall prepare a map and profile showing the location of the road, and its relation to the adjacent lands, the location of all houses and other improvement within 200 feet of said new road, and the grade of the road. This map and profile, together with a report of the supervisor, shall be submitted to the court of county commissioners as early as practicable.

If such location is approved by said court and a satisfactory agreement cannot be made for the donation or purchase of necessary right of way, which shall be fifty feet wide if a first grade road, forty feet wide if a second grade road, and thirty feet wide if a third grade road, the probate judge shall then direct the supervisor to again view the proposed location for the road, to inquire of owners of neighboring lands as to the value of such lands, and to assess a fair value for the land proposed to be taken for such road, and the damages, if any, that will result from the construction of said road. He shall promptly report in writing his conclusions to the court of county commissioners, and the owner of the land proposed to be taken shall have five days

after the filing of such report in which to appeal from such valuation and assessment of damages to the circuit court of Wilcox county; and if such owner elects to take such appeal, he shall be required by the judge of probate to give security for the costs of such appeal, with two good and sufficient sureties in such amount as may be fixed by the judge of probate not to exceed \$500.00. On the hearing of any such appeal in the circuit court of said county, the trial shall be de novo. If no appeal is taken in the manner herein provided and within the time herein prescribed, the court of county commissioners shall cause to be paid to such owner the amount of damages so assessed by the supervisor, and said supervisor shall then take necessary steps to change, open, or construct said road.

Sec. 27. The court of county commissioners are hereby authorized and empowered to work the convicts of Wilcox county on the public roads of said county, and also to hire or lease the convicts of another county for such purpose, and also to hire or lease the convicts of Wilcox county to any other county in the State for the purpose of working on the public roads of such county. The court of county commissioners shall also have the right to purchase and own jointly with any other adjoining county the necessary cages, teams and all other equipment for road building, and to make such provisions or rules as may insure to Wilcox county an equitable division of the use of such equipment together with the time of the convicts of this county with the convicts of such adjoining county, and in the execution of this plan may permit the convicts of this county to be worked on the public roads of such adjoining county. The working time of the organization being divided between the two counties according to the number of convicts each county has on the road gang; all expenses being divided in like manner.

Sec. 28. That the supervisor shall prepare a map of the county showing the location of all the main public roads now existing in the county which are "main public roads," to be determined by the court of county commissioners which roads shall be surveyed and re-located by the 1st day of March, 1916; and before any

money whatever is spent on the improvement of any public road or the renewal of any bridge (except repairs absolutely necessary to keep such road or bridge passable and safe) this must be done. This map shall be revised and brought up to date monthly and tracings of such map shall be made and deposited for safe-keeping in the vault of the probate office, and said tracings shall be brought up to date monthly. The convicts of the county shall never be worked on any public road until same has been properly located by the supervisor.

Sec. 29. Said supervisor is hereby made purchasing agent and is authorized to purchase such materials, supplies and equipment as may be necessary for the proper carrying on of the work or construction or maintenance of the public roads of the county. But before he shall purchase any such supplies, material or equipment, other than feed for teams as provided in section 9, he shall first submit in writing a list of the articles proposed to be purchased to the court of county commissioners, and shall have their consent that same shall be purchased. After such consent is obtained the supervisor shall advertise for sealed bids by publication in some newspaper in the county for two consecutive insertions and by posting notice for ten days in front of the court house door in Camden, and shall purchase same from the party who offers to furnish same at the lowest price, provided said bidder is a responsible party, and provided the supervisor does not consider the price charged excessive.

Sec. 30. The mode of warning road hands is for the overseer, or some one appointed by him, to give two days notice in person or in writing to be left at the place of residence to all persons liable to road duty, to meet at such time and place as the overseer may appoint, and with such tools as he may direct.

Sec. 31. Any person subject to road duty who moves into this county after January 1st of each year shall work a pro rata number of days or pay a pro rata commutation tax in lieu thereof at the rate of \$5.00 per annum. The inhabitants of incorporated towns in Wilcox county who pay street incorporation tax shall not

be subject to road duty under the provisions of this act.

Sec. 32. All funds received by Wilcox county from the hire of convicts and any funds that may be received from the State from the hire of convicts shall be used only for the construction or improvement of the public roads of Wilcox county.

Sec. 33. In addition to the duties and powers heretofore granted to overseers, they shall also have the power and it shall be their duty to ~~dismiss from service any~~ hand, whether working for himself or as a hired laborer, who may fail or refuse to do good and faithful work, or shall hinder or delay other hands, or who shall refuse to obey any reasonable orders; and any such person shall be liable to the same punishment as if he had failed to obey the notice to work on the roads to which he is warned. Overseers shall also take care of all tools and implements delivered to them by the supervisor, and shall use same only to work the public roads, and shall deliver them to their successors or on order of the supervisor.

Sec. 34. That all monies received by the county from license taxes on automobiles shall be paid into the county road fund and used only for the construction and maintenance of the public roads.

Sec. 35. That no justice of the peace of Wilcox county shall retain any monies received by him for fines and convictions imposed upon road defaulters, as provided under this act, but shall immediately upon the payment of such fines forward same to the county treasurer, notwithstanding any amount the county may be due said justice of the peace at that time. That on receipt of such monies from a justice of the peace the treasurer shall give his receipt therefor and place the monies so received to the credit of the road fund of the county.

Sec. 36. That for the purpose of maintaining the public roads of Wilcox county, the following license taxes are hereby imposed upon the owners of the following vehicles, which are used upon the public roads of Wilcox county, or any portion of them: For each log cart having two wheels, ten dollars (\$10.00); for each log

dray or wagon having four or more wheels, seven and 50/100 dollars (\$7.50); for each wagon requiring two or more draft animals for its operation, seventy-five cents (\$0.75); for each one-horse wagon, fifty cents (\$0.50); and for each buggy or other vehicle, fifty cents (\$0.50). That the owner of each such vehicle in said county shall procure from the probate judge of said county by the first day of March of each year, except as hereinafter provided, a license for the operation of said vehicle during the year, or any portion thereof. Provided, however, that for the year 1915 such license shall be procured from the probate judge within 60 days after this act shall go into effect. And provided, further, that the owner of any such vehicle brought into said county after the first day of March of each year shall procure a license for same from the probate judge within 15 days after such vehicle is brought into said county. That any person who operates any such vehicle on the public roads of Wilcox county for the operation of which a license has not been procured, as herein provided, shall be guilty of a misdemeanor, and on conviction be fined not less than ten dollars (\$10.00) nor more than twenty-five dollars (\$25.00) for each such offense. That all the monies received for license taxes herein provided and all fines obtained for violation of same shall be paid to the treasurer of Wilcox county and placed by him to the credit of the road fund of said county.

Sec. 37. The only compensation which the probate judge shall receive for road services is that the four hundred dollars (\$400.00) per annum allowed to him by the general road law of the State; the sheriff and the treasurer of Wilcox county and the members of the commissioners court of Wilcox county shall not receive any compensation whatever for road service. Provided that nothing in this act shall be construed to mean that the commissioners shall not receive the mileage and per diem when in session on matters pertaining to roads and bridges of Wilcox county.

Sec. 38. The local road law for Wilcox county which is found in Local Acts of Alabama of 1911 at pages 265 to 272, inclusive, and any other local laws for

said county are hereby repealed. All general road laws of the State which are not in conflict with the provisions of this act are unaffected by same, but all general laws or parts thereof which conflict with the provisions of this act are hereby repealed.

State of Alabama, }
 Wilcox County. }

Before me, N. D. Godbold, a Notary Public in and for said county and State, personally appeared O. C. Weaver, known to me to be the editor of the Wilcox Progressive Era, a newspaper published at Camden, in said county, who, being duly sworn, deposes and says on oath that the attached notice, beginning with May 15, 1915 was published once a week for four successive weeks in said newspaper before the making of this affidavit.

O. C. Weaver.

Sworn to and subscribed before me, this
 (Seal.) the 23rd day of July, 1915.

N. D. Godbold.
 Notary Public, Wilcox County, Alabama.

Also,

H. 1471. To abolish the office of county treasurer of Cleburne county, Alabama.

And sends the same to the Senate with notice and proof attached and herewith exhibited as follows:

Notice is hereby given that a bill to be entitled an act will be introduced in the Legislature of Alabama, at the present session thereof to abolish the office of county treasurer of Cleburne county, Alabama, and authorize the court of county commissioners of said county to frame a constitution of the funds of said county, fix his, or its compensation, and to do any and all things necessary to carry out the purpose of this bill fully and completely as if specifically herein provided.

State of Alabama, }
 Cleburne County. }

Before me, Clyde H. Vann, a notary public in and for said State and county, personally appeared I. L. Bal-

lew, who being by me first duly sworn, deposes and says on oath, "I am the editor and publisher of the Cleburne News, a newspaper published weekly at Heflin, in said State and county, the notice hereto attached appeared in said paper in the issue of same dated June 17, 1915."

I. L. Ballew,

Editor and Publisher Cleburne News.

Sworn to and subscribed before me this the 28th day of July, 1915.

(Seal)

Clyde H. Vann,
Notary Public.

Also,

H. 1458. For the relief of J. D. Cromer, an ex-Confederate soldier, who was on the pension rolls prior to 1893, and whose name was dropped from the pension rolls from 1895 to 1902, both inclusive, through mistake.

And sends the same to the Senate with notice and proof attached and herewith exhibited as follows:

Notice is hereby given that a bill will be introduced at the session of the Alabama Legislature which convenes on January 12th, 1915, to authorize the State auditor to draw a warrant on the treasury of Alabama, for one hundred and fifty dollars, for the relief of J. D. Cromer, an ex-Confederate soldier, who was on the pension rolls prior to 1893, and whose name was dropped from the pension rolls from 1893 to 1902, both inclusive, through a mistake.

January 5th, 1915.

J. D. Cromer.

State of Alabama, }
Hale County. }

I, Wm. E. W. Yerby, editor and publisher of the Greensboro Watchman, a newspaper published in Greensboro, Alabama, every week, hereby certify that the hereto attached notice of intention of J. D. Cromer to have a bill introduced in the Legislature of Alabama for his relief, was published in said Greensboro Watchman for four consecutive weeks, beginning January 7th, 1915, and ending February 1st, 1915.

Wm. E. W. Yerby.

Sworn to and subscribed before me on this, the 10th day of August, 1915.

C. W. Terry,
Justice of the Peace in and for Hale County, Ala.

Also,

H. 1481. To change and define the boundary line of Shelby county, Alabama, between said county and the county of Jefferson.

And sends the same to the Senate with notice and proof attached and herewith exhibited as follows:

State of Alabama, }
Jefferson County. }

Notice is hereby given that application will be made to the Legislature of Alabama at the adjourned session convening in July, 1915, to pass an act substantially as follows:

A bill to be entitled "An act to change and define the boundary line of Shelby county, Alabama, between said county and the county of Jefferson. Be it enacted by the Legislature of Alabama:

Section 1. That the boundary line between Shelby county, Alabama, and the county of Jefferson be and the same is hereby changed, defined, fixed and established as follows: Begin at the northwest corner of section 23, township 17, range 1 east, Huntsville Meridian, which is a corner common to counties of St. Clair, Shelby and Jefferson; thence south to the southwest corner of the northwest quarter of Sec. 26, Tp. 17, range 1 east; thence west to the center of Sec. 28, Tp. 17, range 1 east; thence south to the southwest corner of the southeast quarter of said section 28; thence west to the northwest corner of the northeast quarter of section 32, Tp. 17, Rge. 1 east; thence south to the center of said Sec. 32; thence west to the northwest corner of the southwest quarter of said section 32; thence south to the southwest corner of said Sec. 32; thence west to the northwest corner of the N. E. $\frac{1}{4}$ of N. E. $\frac{1}{4}$ of Sec. 6, Tp. 18, Rge. 1 east; thence south to the southwest corner of said N. E. $\frac{1}{4}$ of N. E. $\frac{1}{4}$; thence west to the northwest corner of the S. W. $\frac{1}{4}$ of N. E. $\frac{1}{4}$ of said Sec. 6; thence south to the center of said Sec. 6; thence west to the

northwest corner of the S. W. $\frac{1}{4}$ of said Sec. 6; thence south along the range line between range 1 east and range 1 west to the southwest corner of Sec. 7, Tp. 18, Rge. 1 east; thence west to the northwest corner of Sec. 13, Tp. 18, Rge. 1 west; thence south to the southwest corner of the N. W. $\frac{1}{4}$ of said Sec. 13; thence west to the northwest corner of the S. W. $\frac{1}{4}$ of Sec. 17, Tp. 18 S., R. 1 W.; thence south to the southwest corner of the N. W. $\frac{1}{4}$ of Sec. 20, Tp. 18, Rge. 1 west; thence west to the northwest corner of the S. W. $\frac{1}{4}$ of Sec. 19, Tp. 18 S., R. 1 west; thence south to the southwest corner of said Sec. 19; thence west to the northwest corner of the N. E. $\frac{1}{4}$ of N. E. $\frac{1}{4}$ of Sec. 25, Tp. 18, Rge. 2 west; thence south to the southwest corner of said N. E. $\frac{1}{4}$ of N. E. $\frac{1}{4}$; thence west to the northwest corner of the S. W. $\frac{1}{4}$ of N. E. $\frac{1}{4}$; thence south to the southwest corner of the S. E. $\frac{1}{4}$ of said Sec. 25; thence west to the northwest corner of the N. E. $\frac{1}{4}$ of Sec. 35, Tp. 18, Rge. 2 west; thence south to the southwest corner of the S. E. $\frac{1}{4}$ of said Sec. 35; thence west along township line between township 18 south and 19 south to the northwest corner of the N. E. $\frac{1}{4}$ of Sec. 4, Tp. 19 S., R. 2 west; thence south to the southwest corner of the S. E. $\frac{1}{4}$ of Sec. 9, Tp. 19 S., R. 2 West; thence west to the northwest corner of Sec. 17, Tp. 19 S., R. 2 W.; thence south to the southwest corner of the N. W. $\frac{1}{4}$ of Sec. 20, Tp. 19 S., R. 2 W.; thence west to the center of Sec. 24, Tp. 19 S., R. 3 W.; thence south to the southwest corner of the N. W. $\frac{1}{4}$ of S. E. $\frac{1}{4}$ of said Sec. 24; thence west to the northwest corner of the S. W. $\frac{1}{4}$ of S. W. $\frac{1}{4}$ of said Sec. 24; thence south to the southwest corner of said Sec. 24; thence west to the northwest corner of Sec. 26, Tp. 19 S., R. 3 W.; thence south to the southwest corner of Sec. 35, Tp. 19 S., R. 3 W.; thence west along township line between townships 19 south and 20 south to the northwest corner of Sec. 5, Tp. 20 S., R. 3 W.; thence south to the S. W. Cor. of the N. W. $\frac{1}{4}$ of said Sec. 5; thence west to center of Sec. 6, Tp. 20 S., R. 3. W.; thence south to the southwest corner of the S. E. $\frac{1}{4}$ of said Sec. 6; thence west to the northwest corner of the N. E. $\frac{1}{4}$ of N. W. $\frac{1}{4}$ of Sec. 7, Tp. 20 S., R. 3 W.; thence south to the southwest corner of said N. E. $\frac{1}{4}$ of N. W. $\frac{1}{4}$; thence west to the northwest corner of the S. E. $\frac{1}{4}$

of the N. E. $\frac{1}{4}$ of Sec. 12, Tp. 20 S., R. 4 W.; thence south to the southwest corner of the N. E. $\frac{1}{4}$ of S. E. $\frac{1}{4}$ of said Sec. 12; thence west to the northwest corner of the S. W. $\frac{1}{4}$ of S. E. $\frac{1}{4}$ of said Sec. 12; thence south to the southwest corner of said S. W. $\frac{1}{4}$ of S. E. $\frac{1}{4}$; thence west to the northwest corner of Sec. 13, Tp. 20 S., R. 4 W.; thence south to the southwest corner of the N. W. $\frac{1}{4}$ of N. W. $\frac{1}{4}$ of said section 13; thence west to the N. W. corner of the S. E. $\frac{1}{4}$ of N. E. $\frac{1}{4}$ of Sec. 14, Tp. 20 S., R. 4 W.; thence south to the southwest corner of said S. E. $\frac{1}{4}$ of N. E. $\frac{1}{4}$; thence west to the center of said Sec. 14; thence south to the southwest corner of the N. W. $\frac{1}{4}$ of S. E. $\frac{1}{4}$ of Sec. 23, Tp. 20 S., R. 4 W.; thence west to the northwest corner of the southwest $\frac{1}{4}$ of southwest $\frac{1}{4}$ of said section 23; thence south to the southwest corner of said Sec. 23; thence west to the northwest corner of the N. E. $\frac{1}{4}$ of N. W. $\frac{1}{4}$ of Sec. 27, Tp. 20 S., R. 4 W.; thence south to the southwest corner of the S. E. $\frac{1}{4}$ of N. W. $\frac{1}{4}$ of said Sec. 27; thence west to the northwest corner of the S. W. $\frac{1}{4}$ of Sec. 28, Tp. 20 S., R. 4 W.; thence south to the southwest corner of said Sec. 28; thence west to the northwest corner of the N. E. $\frac{1}{4}$ of N. E. $\frac{1}{4}$ of Sec. 32, Tp. 20 S., R. 4 W.; thence south to the southwest corner of said N. E. $\frac{1}{4}$ of N. E. $\frac{1}{4}$; thence west to the northwest corner of the S. E. $\frac{1}{4}$ of N. W. $\frac{1}{4}$ of said Sec. 32; thence south to the southwest corner of said S. E. $\frac{1}{4}$ of N. W. $\frac{1}{4}$; thence west to the northwest corner of the S. W. $\frac{1}{4}$ of said Sec. 32; thence south to the southwest corner of the N. W. $\frac{1}{4}$ of S. W. $\frac{1}{4}$ of said Sec. 32; thence west to the northwest corner of the S. W. $\frac{1}{4}$ of S. W. $\frac{1}{4}$ of Sec. 31, Tp. 20 S., R. 4 W.; thence south to the southwest corner of said Sec. 31; thence west along township line between townships 20 south and 21 south to the northwest corner of the N. E. $\frac{1}{4}$ of N. E. $\frac{1}{4}$ of Sec. 2, Tp. 21 S., R. 5 W., which last named point is the corner between Bibb and Shelby counties on the south line of Jefferson county.

Sec. 2. That all territory and land south and east of said above described line, or on the opposite side thereof from the county of Jefferson and within the boundaries of Shelby county be and are hereby made a part of the county of Shelby.

Sec. 3. That all laws and parts of laws in conflict with the provisions of this act be and the same are hereby repealed.

July 2-9-16-23.

State of Alabama, }
Jefferson County. }

Personally appeared before me, N. C. Cornett, a notary public in and for said county and State, J. H. F. Mosley, who being duly sworn, deposes and says that he is editor and manager of the Labor Advocate, a newspaper published in said county and State, that the notice hereto attached was published in said Labor Advocate on the following dates: July 2, 9, 16, 23, 1915.

J. H. F. Mosley.

Sworn to and subscribed before me, this 28th day of July, 1915.

N. C. Cornett,
Notary Public.

Also,

H. 1570. For the relief of Frank L. Allen, of Mobile county, to refund certain moneys illegally collected from him in Mobile county under an act approved April 6th, 1911, as a license as a retail dealer in liquor in the town of Citronelle.

And sends the same to the Senate with notice and proof attached and herewith exhibited as follows:

NOTICE OF ACT FOR RELIEF OF FRANK L. ALLEN.

Notice is hereby given that at the present session of the Legislature, application will be made for the passage of an act, in words and figures as follows:

AN ACT

For the relief of Frank L. Allen, of Mobile county, to refund certain moneys illegally collected from him in Mobile county, under an act approved April 6th, 1911, as a license as a retail dealer in liquor in the town of Citronelle.

Be it enacted by the Legislature of Alabama, that whereas, on January 1st, 1913, under an act approved

April 6th, 1911, Frank L. Allen, of Mobile county, paid to the judge of probate of said county, as a license to carry on the business of a retail dealer in liquor in the town of Citronelle, in said county, for the year beginning January 1st, 1913, and ending December 31st, 1913, the sum of nine hundred dollars, of which twenty per centum, or one hundred eighty and no-100 dollars (\$180.00) was by said judge of probate paid into the treasury of the State of Alabama; and whereas, after said payment and on the 15th day of January, 1913, the said Frank L. Allen was by the law and equity court of Mobile enjoined from carrying on said business in said town of Citronelle, on the ground that the excise commission thereof was without authority to issue licenses for the sale of liquor therein, which decree of injunction was thereafter affirmed by the Supreme Court of Alabama, and the license held to have been illegally issued, so that there is equitably due and owing by the State of Alabama to said Frank L. Allen, the said sum of one hundred eighty and no-100 dollars (\$180.00), less the pro rata thereof, namely, seven and 50-100 dollars for the fifteen days that he carried on said business under said license, which sum so due is one hundred seventy-two and 50-100 dollars (\$172.50), the said sum of one hundred seventy-two and 50-100 dollars (\$172.50) is hereby appropriated out of any moneys in the State treasury not otherwise appropriated for the reimbursement of said Frank L. Allen, and the State auditor is hereby authorized and required to draw a warrant on the State treasurer for said amount in favor of the said Frank L. Allen and forward same to the judge of probate of Mobile county, to be turned over to the beneficiary of this act, the said Frank L. Allen.

State of Alabama, }
County of Mobile. }

Before me, John J. Sargent, a notary public in and for said State and county, this day personally appeared J. W. Worthington, who, upon oath, deposes and says: That he is the advertisement bookkeeper of the Mobile Item Co., a corporation, the publisher of the Mobile

Item, a newspaper published in the city and county of Mobile, State of Alabama; that as such advertisement bookkeeper he has knowledge of the fact stated in this affidavit; that the attached notice of intention to apply for the passage of an act for the relief of Frank L. Allen, at the present session of the Legislature of Alabama, was duly published and appeared in the said Mobile Item, once a week for four consecutive weeks, being published in regular issues of said newspaper on the following dates: July 30th, August 2nd, 9th, 16th, and 23rd, 1915; that said newspaper, and said issues thereof were published in the city and county of Mobile, Alabama, on the dates aforesaid, and that the notice of said act so appearing in said newspaper and issues was an exact copy of the notice hereto attached and made part of this affidavit.

J. W. Worthington.

Sworn and subscribed before me, this 24th day of August, 1915.

John J. Sargent,
Notary Public, Mobile County, Alabama.

Also,

H. 1515. To abolish the office of county treasurer of Blount county, Alabama.

And sends the same to the Senate with notice and proof attached and herewith exhibited as follows:

NOTICE OF PROPOSED LEGISLATION.

Notice is hereby given that the following bills will be introduced in the next Legislature:

A road law requiring eight days work or payment of \$5.00. Money to be paid to an authorized person under bond in each precinct. Roads to be worked by contracts or district foreman under bond, by direction of commissioners court.

A law requiring members of commissioners court to give bond.

A law to abolish the county treasurer's office.

J. S. Wittmeier.

State of Alabama, }
Blount County. }

Personally appeared before me, F. G. Stephens, editor and publisher of the Southern Democrat, a weekly newspaper published in Oneonta, in said county and State, who, being sworn, states under oath that the attached notice was published in said newspaper for four consecutive weeks, beginning on the 31st day of December, 1914, and ending on the 21st day of January, 1915.

F. G. Stephens.

Sworn to and subscribed before me, this 17th day of August, 1915.

F. A. Hearn,,
Notary Public.

Also,

H. 1560. To amend subdivision seventeen (17) of an act approved December 13th, 1900, entitled an act to amend section five of an act to incorporate the town of Luverne, in the county of Crenshaw and State of Alabama, approved February 6th, 1891.

And sends the same to the Senate with notice and proof attached and herewith exhibited as follows:

Notice is hereby given that the following bill will be introduced in the Legislature of Alabama for passage.

AN ACT

To amend subdivision seventeen (17) of an act approved December 13th, 1900, entitled an act to amend section five of an act to incorporate the town of Luverne, in the county of Crenshaw and State of Alabama, approved February 6th, 1891.

Be it enacted by the Legislature of Alabama, that subdivision seventeen (17) of an act approved December 13th, 1900, entitled an act to amend section five of an act to incorporate the town of Luverne, in the county of Crenshaw and State of Alabama, approved February 6th, 1891, be and the same is hereby amended so as to read as follows:

Subdivision seventeen. To punish by fine not to exceeding \$100.00 and imprisonment or hard labor or both

for any breach or violation of the laws, ordinances, by-laws and regulations of said town, and to impose additional hard labor and imprisonment for non-payment of fine and costs; said imprisonment, hard labor, and additional hard labor and imprisonment not to exceed six months in any one case; and that no female shall be required to work on the streets of said town, and the council may provide by ordinance for the hiring out within or without the county any male or female convicted of violation of an ordinance of said town, for the payment of fine and costs or during the time the prisoner was sentenced to hard labor or imprisonment; all contracts of hiring to be approved by the mayor and recorded in the office of the judge of probate of the county. Provided, that in all cases of conviction in said mayor's court the defendant shall have the right of appeal to the circuit court of Crenshaw county, Alabama, under the rules and regulations governing appeals from county courts.

AFFIDAVIT OF PUBLICATION.

I, C. L. Kettler, publisher of the Crenshaw County News, a newspaper published weekly at Luverne, Crenshaw county, Alabama, do solemnly swear that a copy of the above notice, as per clipping attached, was published once a week in the regular and entire issue of said newspaper, and not in any supplement thereof, for four consecutive weeks, commencing with the issue dated January 28th, 1915, and ending with the issue dated February 18, 1915.

C. L. Kettler.

Subscribed and sworn to before me, this 25th day of August, 1915.

J. N. Pollard,
Justice of the Peace.

Also,

H. 1469. For the relief of Mrs. R. E. Gibson, age 76 years, widow of W. D. Gibson, an ex-Confederate soldier, being a resident of Clarke county, Alabama. Whereas, Mrs. R. E. Gibson's name has been on the pension roll for Clarke county, Alabama, for several years

but her name was stricken from the roll by the State board of examiners, complaining that the name of W. D. Gibson had not been found on the rolls of Company "I," 32nd Alabama Infantry, C. S. A., there being a mistake of the regiment by the board of examiners, it being a fact that the same W. D. Gibson volunteered and was a private soldier in Company "A," 42nd Alabama infantry regiment, and the latter part of the war his regiment, the 42nd Alabama, and the 37th Alabama regiment was consolidated, and at the end of the war W. D. Gibson was paroled at Greensboro, North Carolina, May, 1865.

And sends the same to the Senate with notice and proof attached and herewith exhibited as follows:

NOTICE.

A bill will be introduced in the present session of the Alabama Legislature for the relief of Mrs. R. E. Gibson, of Clarke county, Alabama, to restore her name to the pension roll and pay her \$81.60, the amount she would have received had her name not been wrongfully stricken from the pension roll.

7-22-4th.

L. M. Trawick.

State of Alabama, }
Clarke County. }

Before me, L. M. Trawick, a notary public and ex-officio justice of the peace in and for said Clarke county, Alabama, personally appeared A. B. Tucker, who, being duly sworn by me, deposes and says that he is the editor and publisher of the Thomasville Echo, a weekly newspaper published at Thomasville, Clarke county, Alabama, and that the notice hereto attached, giving notice of the intention of introducing a bill in the present session of the Alabama Legislature for the relief of R. E. Gibson, has been published for four consecutive weeks, to-wit: Thursday, July 22nd, 1915; Thursday, July 29th, 1915; Thursday, August 5th, 1915, and Thursday, August 12th, 1915, and that said publication was made without cost to the State or county.

A. B. Tucker,
Editor and Publisher of the Thomasville Echo,
Thomasville, Ala.

Sworn to and subscribed before me this the 13th day of August, 1915.

L. M. Trawick,
N. P. and Ex-Off. J. P., Thomasville, Ala.

Also,

H. 1296. For the relief of Mrs. L. A. Woodson, widow of Landon A. Woodson, an ex-Confederate soldier, being a resident of Walker county, Alabama.

And sends the same to the Senate with notice and proof attached and herewith exhibited as follows:

The State of Alabama, }
Walker County. }

Before me, C. L. Norvell, a notary public in and for said county in said State, personally appeared Lawrence Richardson, who, being first duly sworn, deposes and says that he is one of the publishers of the Mountain Eagle, a newspaper published in Walker county, Alabama, that notice, a copy of which is hereto attached, was given by publication in said Mountain Eagle once a week for four consecutive weeks prior to the date hereof. Said notice appearing in the publication of said Mountain Eagle on the following named dates, viz.: June 30th, 1915, July 7th, 1915, July 14th, 1915, and July 21st, 1915.

Lawrence Richardson.

Sworn to and subscribed before me, this 22nd day of July, 1915.

C. L. Norvell,
Notary Public.

NOTICE.

That a bill will be introduced in the Legislature of the State of Alabama to pay Mrs. L. A. Woodson, widow of Landon A. Woodson, the pension of money that was due L. A. Woodson from April 27th, 1913, to the date of his death.

Also,

H. 1516. To require bonds to be executed by the members of the court of county commissioners of Blount county, Alabama.

And sends the same to the Senate with notice and proof attached and herewith exhibited as follows:

State of Alabama, }
Blount County. }

Personally appeared before me, F. G. Stephens, editor and publisher of the Southern Democrat, a weekly newspaper published in Oneonta, in said county and State, who, being sworn, states under oath that the attached notice was published in said newspaper for four consecutive weeks, beginning on the 31st day of December, 1914, and ending on the 21st day of January, 1915.

F. G. Stephens.

Sworn to and subscribed before me, this 17th day of August, 1915.

F. A. Hearn,,
Notary Public.

NOTICE OF PROPOSED LEGISLATION.

Notice is hereby given that the following bills will be introduced in the next Legislature:

A road law requiring eight days work or payment of \$5.00. Money to be paid to an authorized person under bond in each precinct. Roads to be worked by contracts or district foreman under bond, by direction of commissioners court.

A law requiring members of commissioners court to give bond.

A law to abolish the county treasurer's office.

J. S. Wittmeier.

Also,

H. 1167. To ratify, confirm and legalize all acts and orders of the court of county commissioners of Wilcox county, in the payment of road overseers appointed under the official road law of said county, (found in Local Acts of Alabama, 1911, page 265); to ratify and legalize the payment of the convict agent appointed by said court; to ratify and legalize the hiring of teams by said overseers appointed under said act; and to legalize the payment of all warrants and orders of said

court by the treasurer of said county pertaining to said law.

And sends the same to the Senate with notice and proof attached and herewith exhibited as follows:

NOTICE TO LEGALIZE ROAD LAW WARRANTS.

Notice is hereby given that a bill be introduced in the Legislature of Alabama, at its next session, to ratify and legalize all acts and orders of the court of county commissioners of Wilcox county, in the payment of road overseers, and in the payment of all claims under the local road law of said county, on page 265 et seq.: of Local Acts 1911, and to ratify and legalize the payment of all warrants and orders of said court by the treasurer of said county.

This 21st day of June, 1915.

PROOF OF PUBLICATION.

State of Alabama, }
County of Wilcox. }

Personally came before me, Sam Lee Jones, N. P., in said county and State, S. D. Bloch, who, being by me first duly sworn, states on oath that he is editor of Wilcox Progressive Era, a newspaper published in Camden, in said county and State, and that the publication of the notice, a copy of which is hereto attached, has been in said paper four times as follows: Vol 27, No. 25, on the 24th day of June, 1915, Vol. 27, No. 26, on the 1st day of July, 1915, Vol. 27, No. 27, on the 8th day of July, 1915, Vol. 27, No. 28, on the 15th day of July, 1915.

S. D. Bloch,
Editor Progressive Era.

Sworn to and subscribed before me, this the 16th day of July, 1915.

Sam Lee Jones,
Notary Public.

Also,

H. 1302. To amend section five of an act entitled "an act to provide for the appointment of an official

stenographer for the second judicial circuit of Alabama, and to prescribe his duties and to fix his compensation," approved August 9th, 1907, as amended by an act of the Legislature of Alabama, approved March 29th, 1911.

And sends the same to the Senate.

W. F. Herbert,
Clerk.

HOUSE MESSAGES.

The House bills in the foregoing House message were severally read once and referred to appropriate standing committees, as follows:

H. 1560. To the Committee on Municipalities and Municipal Organizations.

H. 1481. To the Committee on County and County Boundaries.

H. 1302. To the Committee on Judiciary.

H. 1470, 1471, 1458, 1570, 1469, 1296. To the Committee on Finance and Taxation.

H. 1608, 1609, 1371, 1515, 1516, 1167. To the Committee on Local Legislation.

REPORT OF CONFERENCE COMMITTEE H. 851.

To the President of the Senate:

Your Committee on Conference having under consideration H. 851, beg leave to report as follows:

1. We recommend that the Senate recede from all amendments adopted by it.

2. We further recommend the adoption by the Senate of the following amendments:

Amend section 1, subdivision 6, of the bill by adding the word "five" after the word "twenty," where it occurs in lines three and four of page three of the printed bill:

Amend section 1, subdivision 8, by inserting after the words "sixty dollars," in line 5, the following: "Provided, that automobiles or motor cars running between towns or cities ten miles or more apart, shall pay a license tax of forty dollars in lieu of the sixty dollars provided in this section."

Also amend subdivision 8, line 18, by striking out from the printed bill the words, "and such license shall."

Amend by striking out all of subdivision 9, section 1, after the word "purchase," in line 11, from top of page 6., down to and including the word "collection" in line 13, from top of page 6 of the bill.

Amend section 1, subdivision 9, by striking out the word "sheriffs," in line 9, page 5, and insert in lieu thereof the words, "judge of probate."

Amend section 1, subdivision 15, by inserting in line 3, after the word "advertising," the following: "And all advertising companies displaying advertisements in public places."

Amend section 1, subdivision 16, by striking out the word "fifty," where it occurs in line 2, and insert in lieu thereof the words "one hundred."

Also amend said bill by striking out subdivision 18 of section 1, on page 8, of the printed bill, and insert in lieu thereof the following:

Subdiv. 18. For the business of bottling non-alcoholic, or other carbonated drinks, as follows:

(a) For every foot-power crowning machine operated at any time during a license year, fifty dollars per annum, and one hundred dollars per annum for every additional machine.

(b) For every automatic crowning machine of smallest type having a capacity of two foot-power machines operated any time during a license year, one hundred and seventy-five dollars per annum.

(c) For every automatic crowning machine of the intermediate type, having a capacity of four foot-power machines, and operated at any time during a license year, three hundred and seventy-five dollars per annum.

(d) For every automatic crowning machine of the largest type, having a capacity of six foot-power machines, operated at any time during a license year, five hundred and seventy-five dollars per annum.

(e) For every automatic crowning machine of any other size or type operated at any time during a license year, fifty dollars per annum for the first foot-power capacity, and an additional one hundred dollars for each additional foot-power capacity.

Also amend section 1, subdivision 19, by striking out the following, beginning on line 3: "One dollar for each one thousand dollars of the first one hundred thousand dollars paid in on its capital stock, and fifty cents for each one thousand dollars paid in on its capital stock over one hundred thousand dollars, but shall not be required to pay taxes on its mortgages on real estate," and insert in lieu thereof the following: "Sixty cents on each one thousand dollars of its capital stock issued."

Also amend section 1, subdivision 21, by striking out in line 1, the following, "dealers in merchandise," and insert in lieu thereof, "merchandise broker."

Amend section 1, subdivision 22, by striking out the word "five," where it occurs, and insert in lieu thereof the word "ten."

Amend section 1, subdivision 23, by striking out all of said section after the words "one hundred dollars," in line 4.

Amend section 1, subdivision 29, by adding at the end of said subdivision the following words: "Each person, firm or corporation operating a refrigerating pipe line for the purpose of refrigerating the rooms, premises, goods, wares or merchandise of others for profit, seventy-five dollars."

Amend section 1, subdivision 30, by striking out all of said section after the word "state," in line 5, and insert in lieu thereof the following: "Shall be deemed a collecting agency within the meaning of this section."

Amend section 1, subdivision 31, by inserting after the word "association," in line 1, the following: "Whose principal business is."

Amend subdivision 32, by inserting after the words "educational institution" and before the words "in all cases," the following: "Provided further, that the provisions of this section shall not apply to chautauquas, lecture lyceums, or exhibits held under the auspices of religious or charitable associations."

Amend section 1, subdivision 34, by striking out all of said subdivision after the word "cotton," in line 4, and insert in lieu thereof: "Twenty-five dollars, which shall entitled him to buy cotton in any county in this state."

Amend section 1, subdivision 51, by inserting after the word "cities" and before the words "of twenty-five," the following words: "Or within 2 miles of said cities." Amend said subdivision by inserting after the word "cities" wherever they appear in said subdivision, the following words: "Or within two miles of said cities."

Also amend section 1, subdivision 57, by inserting after the word "house" and before the words "for transients," in line 3, the words "containing twenty bed rooms or more."

Amend section 1, subdivision 61, by striking out all of said subdivision after the word "factory," in line 1 of said subdivision, and insert in lieu thereof the words: "One dollar per annum for each ten capacity per day."

Amend section 1, subdivision 67, by striking out the word "ten," where it occurs, and insert in lieu thereof the words "twenty-five."

Amend section 1, subdivision 68, by striking out the word "fifty," in line 1, and insert "one hundred and fifty."

Amend subdivision 72 by striking out section "h."

Amend section 1, subdivision 72, paragraph "F," by striking out "two and one-half," and insert in lieu thereof the word "five" where it appears after the word "instrument" and the words "to be."

Amend section 1, subdivision 72, paragraph "F," by striking out in line 4 of said paragraph the words "two and one-half," and insert in lieu thereof the word "five."

Amend section 1, subdivision 74, by inserting after the word "person," in line 1, the following words: "Firm, corporation or agency."

Amend subsection 78 by striking out the words "twenty-five," and insert the word "fifty," on line 5 of said section, and strike out after the word "territory," on line 8, the words: "Provided, that nothing herein contained shall operate so as to require a license to be paid for the sale of farm machinery, plows, root cutters, or implements of like kind."

Amend subdivision 82 by striking out the words "five hundred," where they appear in said section, and insert in lieu thereof the word "fifty," and strike out the

words "two hundred and fifty," and insert in lieu thereof the words "twenty-five."

Also amend subdivision 85 by striking out said subdivision, and insert in lieu thereof the following: "For each person, firm or corporation dealing in shot guns, rifles, noiseless guns, or air rifles, whether principal stock in trade or not, twenty-five dollars. For each person, firm or corporation dealing in pistols, pistol cartridges, rifle cartridges, ~~rifle~~ or ~~maxim~~ silencers, bowie knives, or dirk knives, brass knucks, or knucks of like kind, whether principal stock in trade or not, one hundred dollars."

Amend by striking out subdivision 96, and insert in lieu thereof the following: "Each person, firm or corporation selling or delivering sewing machines, either in person or through agents, shall pay twenty-five dollars annually to the State for each county in which they may sell or deliver sewing machines, and for each wagon and team used in delivering or displaying the same, an additional license shall be paid to the State of ten dollars."

Amend said act by striking out subdivision 99 of section 1, and insert in lieu thereof the following: "Each person, firm or corporation engaged in the business of selling soft drinks in a store or stand, conducting what is commonly known and called a soda fountain, shall pay annually the following licenses: "In unincorporated places and in towns and cities of not over five thousand inhabitants, five dollars; in cities of five thousand and not over fifteen thousand inhabitants, seven dollars and fifty cents; in cities of over fifteen thousand and not over twenty-five thousand inhabitants, ten dollars; in cities of over twenty-five thousand and not more than fifty thousand inhabitants, twelve dollars and fifty cents; in cities of over fifty thousand inhabitants, fifteen dollars; provided that in all places where the investment in the business is less than one thousand dollars, the license shall be only five dollars."

Amend section 1 by striking out subdivision 101.

Also amend section 1, subdivision 102, by striking out the words "thirty-five," and insert in lieu thereof the word "fifty."

Also amend subdivision 111 by adding at the end of said subdivision, the following: "Provided, that whenever the municipal authorities shall authorize them to operate on Sunday, the license shall be double the amount as hereinbefore set out." Also amend said subdivision 111 by inserting after the word "less," in line 9, page 42, of the printed bill, the words, "and in unincorporated places."

Amend section 1, subdivision 112, by inserting after the words "on hand," in line 5, the words "by himself or another for redemption or."

Amend said act by striking out section 6, and insert in lieu thereof the following:

Sec. 6. That the State board of equalization is hereby authorized and empowered to appoint a license inspector for each county, provided the same person may be appointed for more than one county, whose duty it shall be to scrutinize the records and stubs kept in the office of the judge of probate, and if it shall be reported to any license inspector or come to his knowledge that any person, persons, firms or corporations have failed or refused to take out licenses as required by law, the license inspector shall report the same to the judge of probate, who shall forthwith cite such delinquent to appear before him and take out license. If such delinquent shall fail or refuse to take out license, the license inspector shall institute or cause to be instituted criminal proceedings against such delinquent, before any court having jurisdiction of such offense. In case of emergency, the license inspector must commence the criminal proceedings in the first place. For performing the duties required by this section, the license inspectors are entitled for each case so brought before the probate judges, to be paid by the delinquent, in addition to the license, fifteen per cent. of the amount of the license so collected from each delinquent. And if a criminal prosecution shall be commenced, either by information or indictment, the license inspector shall be paid fifteen per cent, of the penalty prescribed in such case, all cost and penalty to be paid in money, but in all proceedings under this section, the license shall not be delinquent before the first day of November of

each year; provided, that such license inspector shall, before entering upon his duties, be required to enter into bond in a sum to be fixed by the State board of equalization, payable to the State of Alabama, conditioned as bonds of other State officers.

Also amend the bill by renumbering the sections in consecutive order, beginning with section No. 1.

Also by renumbering the subdivisions of each section, where there are subdivision, and one or more of such subdivisions have been stricken out.

And that the House concur in the foregoing Senate amendments, all of which is respectfully submitted.

Harry T. Hartwell,

J. R. Bell,

W. H. Key,

Alto V. Lee,

Thos. L. Bulger,

Committee on the Part of the Senate.

Jno. B. Weakley,

Ernest B. Fite,

E. D. Johnston,

A. M. Tunstall,

H. A. Bradshaw,

Committee on the part of the House.

CONFERENCE REPORT.

Mr. Lusk moved that 250 copies of the foregoing report of the Committee of Conference on the disagreement of the two Houses on the Senate amendments to H. 851 be printed, and that said report lie on the secretary's desk until the next legislative day.

Mr. Hartwell moved to lay the motion made by Mr. Lusk on the table, which was lost.

Yeas, 15; nays, 16.

Yeas:

Messrs.:	Denson	Jones	McCain
Bell	Ellis	Key	Pride
Bonner	Green	Kline	Thach
Bulger	Hartwell	Lee	Wallace

Nays:

Messrs.:	Faulk	Hollis	Lusk
Brown	Hall	Holmes	Miller
Burns	Higgins	Judge	Weathers
Cooper	Hill	Lewis	Winkler
Elrod			—16.

And the motion made by Mr. Lusk then prevailed, and said report was laid upon the secretary's desk until the next legislative day, and the secretary was directed to have 250 copies of same printed for use of the Senate.

RESOLUTION.

Mr. Hill offered the following resolution:

S. R. 167. Resolved, that any senator may, at to-night's meeting when his district is called, may call either a local or general bill.

Which was read at length and referred to the Standing Committee on Rules.

NOTICE AND MOTION TO CHANGE RULES.

Mr. Hill gave to the Senate the following notice:

"Motion is hereby made and notice given that the rules be changed so as to allow calling of general or local bills at night session."

RECESS.

At 6:15 P. M., on motion of Mr. Winkler, the Senate took a recess until 8:30 o'clock to-night.

NIGHT SESSION.

Wednesday, September 8, 1915.

The Senate re-assembled at 8:30 o'clock P. M.

ROLL CALL.

On a call of the roll 23 Senators answered to their names, a quorum of the Senate.

INTRODUCTION OF BILLS.

Upon a call of districts bills were introduced, read one time, and referred to appropriate standing committees, as follows:

By Mr. Bulger:

S. 896. To make an appropriation for the equipment and maintenance of the Alabama room in the Confederate Memorial Museum at Richmond, Virginia.

Committee on Finance and Taxation.

BILLS ON THIRD READING.

The bill:

S. 864. Providing for the relief of R. E. Blunt, former superintendent of education of Washington county, to authorize and require the treasurer of the school funds of Washington county, Alabama, to transfer certain moneys to the State treasury of Alabama.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment.

Yeas, 22; nays, 0.

Yeas:

Messrs.:	Denson	Higgins	Lusk
Bell	Easterly	Hill	Miller
Brown	Ellis	Hollis	McCain
Bulger	Green	Key	Thach
Burns	Hall	Kline	Winkler
Cooper	Hartwell	Lewis	

—22.

Nays, 0.

The bill:

H. 1228. For the relief of Thomas W. Smith, former clerk of the circuit court of Autauga county, Alabama, and the sureties on his official bond.

Was read a third time at length and passed.

Yeas, 22; nays, 1.

Yeas:

Messrs.:	Denson	Higgins	Kline
Bell	Easterly	Hill	Miller
Brown	Ellis	Hollis	Thach
Bulger	Green	Holmes	Wallace
Burns	Hall	Judge	Winkler
Cooper	Hartwell	Key	—22.

Nay: Mr. Lusk.—1.

The bill:

H. 1224. For the relief of George S. Livingston, former judge of probate of Autauga county, Alabama, and the sureties on his official bond.

Was read a third time at length and passed.

Yeas, 18; nays, 2.

Yeas:

Messrs.:	Cooper	Hartwell	Key
Bell	Denson	Higgins	Kline
Brown	Ellis	Hill	Wallace
Bulger	Green	Jones	Winkler
Burns	Hall	Judge	—18.

Nays: Messrs. Lusk and Miller.—2.

The bill:

H. 1052. To authorize the county board of education, or other school governing body by whatever name called, in all counties having a population of not less than eighty thousand (80,000) nor more than eighty-two thousand (82,000) according to the last or any succeeding Federal census to pay pensions to aged and indigent teachers out of the school funds of said counties.

Was read a third time at length and passed.

Yeas, 17; nays, 2.

Yeas:
 Messrs.: Cooper Hartwell Judge
 Bell Easterly Higgins Key
 Brown Ellis Hill Kline
 Bulger Green Holmes Winkler
 Burns Hall —17.

Nays: Messrs. Lusk and Pride.—2.

The bill:

H. 863. For the relief of Frank L. Allen, of Mobile county, to refund certain moneys illegally collected from him in Mobile county, under an act approved April 6th, 1911, as a license as a retail dealer in liquor in the town of Citronelle.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment.

Yeas, 17; nays, 3.

Yeas:
 Messrs.: Easterly Higgins Lusk
 Bell Ellis Holmes Thach
 Bulger Green Judge Wallace
 Burns Hall Kline Winkler
 Denson Hartwell —17.

Nays:
 Messrs.: Brown Key Miller —3.

The bill:

H. 915. To provide for the payment and retirement of claims against the fine and forfeiture fund of Jefferson county.

Was taken up.

The following substitute was offered by the Committee on Judiciary, to wit:

Substitute for H. 915.

A Bill to be Entitled AN ACT

To provide for the payment and retirement of claims against the fine and forfeiture fund of Jefferson county.

Be it enacted by the Legislature of Alabama:

Section 1. That the board of revenue of Jefferson county is hereby authorized from time to time, as it may deem fit, to accept tenders for the sale of claims against the fine and forfeiture fund of said county; to fix the date upon which payment shall be made for all claims so tendered and accepted. All such tenders shall be in writing, shall state the amount of claims offered, and the lowest price at which the party offering same will sell to the county, and all such tenders shall be open to public inspection, and shall not be accepted by the said board of revenue except in sessions open to the public.

Sec. 2. That the board of revenue of Jefferson county is hereby authorized to purchase all claims tendered to it, and as provided in section 1 of this act, at a price not exceeding 85 cents on the dollar, and to pay for same in cash out of the general fund in the treasury of said county; or may issue to parties tendering such claims in lieu of cash payment warrants on the county treasury of said county, and such warrants may bear interest from date at a rate not exceeding three per cent. per annum, payable semi-annually, provided the total amount of such warrants maturing in any one year shall not exceed the sum of sixty thousand dollars, and provided that no such warrants shall run for a longer period than five years from date of issue.

Sec. 3. The board of revenue of Jefferson county at any time it may deem fit is hereby authorized to pay into the fine and forfeiture fund of said county an amount of money equal to fifty cents every day for each male convict over sixteen years of age sentenced to hard labor for said county in a criminal proceeding by any court for each day during the term of such sentence actually served on the roads of said county by such convict since May 6th, 1913, up to sixty days after the date of the passage of this act, after which date said board of revenue may on the first day of each next succeeding month pay into the said fine and forfeiture fund a sum of money equal to fifty cents for each day of sentence served on the roads of said county for each male convict over sixteen years of age sentenced to hard labor for such county in any criminal proceeding in any

court of said county. Such payment may be made out of the general fund, or out of the road fund, or out of both such funds, in such proportion as said board of revenue shall order.

Sec. 4. The board of revenue of Jefferson county is hereby authorized and required during the term of two years, beginning on the first Tuesday after the second Monday in January, 1917, to place fifty per cent. of the fees, charges and commissions of all officers of said county which shall have been placed, and who may then be on a salary basis, in the fine and forfeiture fund of said county; such fees, charges and commissions to be the same as such officers are now entitled to by law, and after the expiration of such two years, the said board of revenue is hereby authorized and required to place all the net revenue which shall be derived from the fees, charges and commissions of all county officers which shall have been placed on a salary basis in said fine and forfeiture fund, which fund shall be subject to the payment of all valid claims against such fund until all outstanding claims against said fine and forfeiture fund shall have been liquidated, after which time such fees, charges and commissions shall be paid into the general fund of said county.

Sec. 5. That when the tenders of claims against the fine and forfeiture fund of said county shall have been exhausted, said board of revenue may accept further tenders in the manner herein provided until all valid claims against such fund shall have been paid, and when such claims shall have been surrendered to the board of revenue, the same shall be cancelled and shall not thereafter be re-issued.

Sec. 6. That any time it may deem fit, the board of revenue of Jefferson county is hereby authorized to accept tenders for the sale of claims against the fine and forfeiture fund of said county registered since the first day of April, 1913, and is hereby authorized to accept and provide for the payment of such claims in the manner provided by sections 1 and 2 of this act.

Mr. Judge moved to lay said substitute on the table, which motion prevailed, and said substitute offered by the Committee on Judiciary was laid upon the table.

Mr. Judge offered the following substitute for said bill, to wit:

A Bill to be Entitled
AN ACT

To provide for the payment and retirement of claims against the fine and forfeiture fund of Jefferson county.

Be it enacted by the Legislature of Alabama:

Section 1. That the board of revenue of Jefferson county is hereby authorized from time to time, as it may deem fit, to accept tenders for the sale of claims against the fine and forfeiture fund of said county; to fix the date upon which payment shall be made for all claims so tendered and accepted. All such tenders shall be in writing, shall state the amount of claims offered, and the lowest price at which the party offering the same will sell to the county, and all such tenders shall be open to public inspection, and shall not be accepted by the said board of revenue except in sessions open to the public, and at the lowest price offered, and may reject all bids.

Sec. 2. That the board of revenue of Jefferson county is hereby authorized to purchase all claims tendered to it as provided in section 1 of this act, at a price not exceeding eighty-five cents on the dollar, and to pay for same in cash out of the general fund of the treasury of said county; or may issue to parties tendering such claims in lieu of cash payment, warrants on the county treasury of said county, which may bear interest from date at a rate not exceeding three per centum per annum, payable semi-annually, provided the total amount of such warrants maturing in any one year shall not exceed the sum of sixty thousand dollars, and provided that such warrants shall not run for a longer period than five years from date of issue.

Sec. 3. The board of revenue of Jefferson county is hereby authorized and required during the term of two years, beginning on the first Monday after the second Tuesday in January, 1917, to place fifty per centum of the fees, charges and commissions of all officers of said county who shall have been placed, and who may then be on a salary basis, in the fine and forfeiture fund of said county; such fees, charges, and commissions to

be the same as by law may pertain to such offices; and after the expiration of such two years, the said board of revenue is hereby authorized and required to place all the net revenue which shall be derived from such fees, charges and commissions of all county officers who shall have been placed on a salary basis in said fine and forfeiture fund, which funds shall be subject to the payment of all valid claims against such fund until all outstanding claims against said fine and forfeiture fund shall have been liquidated, after which time such fees, charges and commissions shall be paid into the general fund of said county.

Sec. 4. That when the tenders of claims against the fine and forfeiture fund of said county shall have been exhausted, said board of revenue may accept further tenders in the manner herein provided until all valid claims against such fund shall have been paid, and when such claims shall have been surrendered to the board of revenue, the same shall be cancelled and shall not thereafter be re-issued.

Which was adopted.

Yeas, 17; nays, 2.

Yeas:			
Messrs.:	Ellis	Holmes	Pride
Brown	Hall	Judge	Thach
Bulger	Hartwell	Key	Wallace
Denson	Higgins	Kline	Winkler
Easterly	Hill		

—17.

Nays: Messrs Lusk and Miller.—2.

And said bill, as thus amended, was read a third at length and passed.

Yeas, 19; nays, 2.

Yeas:			
Messrs.:	Easterly	Higgins	Kline
Brown	Ellis	Hill	Pride
Bulger	Green	Holmes	Thach
Burns	Hall	Judge	Wallace
Denson	Hartwell	Key	Winkler

—19.

Nays: Messrs. Lusk and Miller.—2.

The bill:

H. 511. To establish an inferior court in precinct 5, Talladega county, Alabama, in lieu of all justices of the peace in said precinct, and to define the jurisdiction and powers of said court and the judge thereof, to provide for the execution of processes of said court and the operation thereof, to provide for the appointment, election, term of office, qualifications and compensation of the judge thereof, and to abolish the offices of all justices of the peace in said precinct.

Was read a third time at length and passed.

Yeas, 18; nays, 0.

Yeas:

Messrs.:	Denson	Hollis	Pride
Brown	Easterly	Judge	Thach
Bulger	Green	Kline	Wallace
Burns	Hartwell	Lewis	Winkler
Cooper	Hill	Miller	—18.

Nays, 0.

The bill:

H. 1204. To require the county treasurer of Hale county, Alabama, to transfer on the 15th of March and 15th of September in each year, the balance above three hundred dollars from the fine and forfeiture fund to the credit of the general fund of said county of Hale.

Was read a third time at length and passed.

Yeas, 20; nays, 1.

Yeas:

Messrs.:	Ellis	Hill	Miller
Brown	Green	Holmes	Pride
Bulger	Hall	Judge	Thach
Burns	Hartwell	Kline	Wallace
Denson	Higgins	Lusk	Winkler
Easterly			—20.

Nay: Mr. Hollis.—1.

The bill:

S. 869. To authorize county commissioners or boards of revenue in counties in this State of one hundred and

fifty thousand inhabitants or more, according to the last Federal census or any subsequent census, to employ janitors for court houses or other county buildings.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment.

Yeas, 22; nays, 0.

Yeas:

Messrs.:	Easterly	Hill	Lusk
Brown	Ellis	Hollis	Miller
Bulger	Green	Holmes	Pride
Burns	Hall	Judge	Thach
Cooper	Hartwell	Key	Winkler
Denson	Higgins	Kline	—22.

Nays, 0.

The bill:

H. 1201. To require the board of revenue of Jefferson county to pay over each month out of the general fund of said county to the secretary of the Birmingham Bar Association or to some person to be designated by the judges of the courts of record of Jefferson county the sum of one hundred fifty dollars for the maintenance of a public law library in the city of Birmingham and to provide for the disposition of such money.

Was read a third time at length and passed.

Yeas, 20; nays, 0.

Yeas:

Messrs.:	Ellis	Hill	Lusk
Bulger	Green	Hollis	Miller
Burns	Hall	Holmes	Thach
Cooper	Hartwell	Judge	Wallace
Denson	Higgins	Kline	Winkler
Easterly			—20.

Nays, 0.

The bill:

H. 1226. For the relief of George C. Spigener, former treasurer of Autauga county, Alabama, and the sureties on his official bond.

Was read a third time at length and passed.

Yeas, 20; nays, 0.

Yeas:

Messrs.:	Ellis	Hill	Miller
Bulger	Green	Hollis	Pride
Burns	Hall	Holmes	Thach
Cooper	Hartwell	Judge	Wallace
Denson	Higgins	Kline	Winkler
Easterly			—20.

Nays, 0.

The bill:

H. 1261. To abolish the office of clerk of the inferior court of Ensley for precinct No. 45 of Jefferson county, Alabama.

Was read a third time at length and passed.

Yeas, 22; nays, 1.

Yeas:

Messrs.:	Easterly	Higgins	Miller
Brown	Ellis	Hill	Pride
Bulger	Faulk	Hollis	Thach
Burns	Green	Holmes	Wallace
Cooper	Hall	Jones	Winkler
Denson	Hartwell	Kline	—22.

Nay: Mr. Lusk.—1.

The bill:

H. 1227. For the relief of B. W. Gresham, former treasurer of Autauga county, Alabama, and the sureties on his official bond.

Was read a third time at length and passed.

Yeas, 22; nays, 1.

Yeas:

Messrs.:	Easterly	Higgins	Miller
Brown	Ellis	Hill	Pride
Bulger	Faulk	Hollis	Thach
Burns	Green	Holmes	Wallace
Cooper	Hall	Judge	Winkler
Denson	Hartwell	Kline	—22.

Nay: Mr. Lusk.—1.

The bill:

H. 1100. To regulate the fine and forfeiture fund of Crenshaw county, and provide for the registration and payment of claims against said fund.

Was taken up.

Mr. Miller offered the following amendment to said bill, to wit:

Amend H. 1100 by adding after the word "fund," in section 4, the words, "beginning with the oldest;" also by striking out section 5.

Which was adopted.

Yeas, 22; nays, 0.

Yeas:

Messrs.:	Easterly	Higgins	Miller	
Brown	Ellis	Hill	Pride	
Bulger	Faulk	Hollis	Thach	
Burns	Green	Holmes	Wallace	
Cooper	Hall	Judge	Winkler	
Denson	Hartwell	Kline		—22.

Nays, 0.

And said bill, as thus amended, was read a third at length and passed.

Yeas, 20; nays, 0.

Yeas:

Messrs.:	Easterly	Hartwell	Judge	
Brown	Ellis	Higgins	Kline	
Bulger	Faulk	Hill	Lusk	
Burns	Green	Hollis	Miller	
Cooper	Hall	Holmes	Winkler	
Denson				—20.

Nays, 0.

The bill:

H. 973. To provide for the further protection of fish, to prevent the taking, catching, having in possession, selling or offering for sale, fish of the fresh water species at any time between the first day of April and the 15th day of June, of each year, and to provide penalties

for the violation of this act, in Escambia county, Alabama.

Was read a third time at length and passed.

Yeas, 23; nays, 0.

Yeas:

Messrs.:	Easterly	Higgins	Lusk
Brown	Ellis	Hill	Miller
Bulger	Faulk	Hollis	Pride
Burns	Green	Holmes	Thach
Cooper	Hall	Judge	Wallace
Denson	Hartwell	Kline	Winkler

—23.

Nays, 0.

The bill:

H. 1225. For the relief of Joe A. Chambliss, former sheriff of Autauga county, Alabama, and the sureties on his official bond.

Was read a third time at length and passed.

Yeas, 22; nays, 1.

Yeas:

Messrs.:	Easterly	Higgins	Miller
Brown	Ellis	Hill	Pride
Bulger	Faulk	Hollis	Thach
Burns	Green	Holmes	Wallace
Cooper	Hall	Judge	Weathers
Denson	Hartwell	Kline	

—22.

Nay: Mr. Lusk.—1.

The bill:

H. 1229. For the relief of certain former county officials of Autauga county, and the sureties on their respective official bonds.

Was read a third time at length and passed.

Yeas, 22; nays, 0.

Yeas:

Messrs.:	Burns	Easterly	Green
Brown	Cooper	Ellis	Hall
Bulger	Denson	Faulk	Hartwell

Higgins	Holmes	Miller	Wallace
Hill	Judge	Pride	Winkler
Hollis	Kline	Thach	—22.

Nays, 0.

The bill:

H. 1099. To provide for the payment of witnesses before the grand juries and State witnesses in all criminal cases, and of the sheriff of the county of Crenshaw and clerks of the circuit court and the county court in and for said county, in criminal cases where the State fails to convict, out of the general fund of Crenshaw county.

Was read a third time at length and passed.

Yeas, 22; nays, 0.

Yeas:

Messrs.:	Easterly	Higgins	Miller
Brown	Ellis	Hill	Pride
Bulger	Faulk	Hollis	Thach
Burns	Green	Holmes	Wallace
Cooper	Hall	Judge	Winkler
Denson	Hartwell	Kline	—22.

Nays, 0.

The bill:

H. 682. To fix the compensation of members of the boards of revenue in this State in counties which now have, or which may hereafter have a population of eighty-two thousand people and not exceeding two hundred thousand people, according to the last Federal census, or any such census which may hereafter be taken, and to provide for the payment of such compensation.

Was taken up.

The following amendment offered by the Committee on Judiciary, to wit:

Amend section 682:

Amend section 1 of said bill by striking out the words "twelve hundred dollars," wherever they appear, and inserting in lieu thereof the words "one thousand dollars."

Amend said bill further by inserting the following section:

Sec. 2½. That the compensation provided for in section 1 of this act shall be the only compensation that the members of the board of revenue shall receive.

Was adopted.

Yeas, 22; nays, 1.

Yeas:

Messrs.:	Easterly	Higgins	Miller
Brown	Ellis	Hill	Pride
Bulger	Faulk	Hollis	Thach
Burns	Green	Holmes	Wallace
Cooper	Hall	Judge	Winkler
Denson	Hartwell	Kline	—22.

Nay: Mr. Lusk.—1.

And said bill, as thus amended, was read a third at length and passed.

Yeas, 21; nays, 0.

Yeas:

Messrs.:	Easterly	Higgins	Kline
Brown	Ellis	Hill	Pride
Bulger	Faulk	Hollis	Thach
Burns	Green	Holmes	Wallace
Cooper	Hall	Judge	Winkler
Denson	Hartwell		—22.

Nays, 0.

The bill:

S. 760. To authorize and empower the county commissioners, boards of revenue, courts of county revenues or boards or courts of like powers and jurisdiction in counties of this State having a population of more than fifty thousand inhabitants and less than seventy-five thousand inhabitants according to the last preceding Federal census and constituting within themselves separate judicial circuits, to pay out of the funds of such counties to the judges of the circuit courts in such counties salaries supplementary and in addition to the salaries paid to such judges by the State.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment.

Yeas, 20; nays, 2.

Yeas:

Messrs.:	Easterly	Hartwell	Kline
Brown	Ellis	Hill	Pride
Bulger	Faulk	Hollis	Thach
Burns	Green	Holmes	Wallace
Cooper	Hall	Judge	Winkler
Denson			

—20.

Nays: Messrs. Higgins and Lusk.—2.

The bill:

H. 1320. To further regulate the payment of fine and forfeiture fund script of Henry county, and to provide notice thereof.

Was read a third time at length and passed.

Yeas, 21; nays, 0.

Yeas:

Messrs.:	Easterly	Higgins	Kline
Brown	Ellis	Hill	Pride
Bulger	Faulk	Hollis	Thach
Burns	Green	Holmes	Wallace
Cooper	Hall	Judge	Winkler
Denson	Hartwell		

—21.

Nays, 0.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has concurred in and adopted the Senate amendment to the following House bills:

H. 915. To provide for the payment and retirement of claims against the fine and forfeiture fund of Jefferson county.

Also,

H. 1100. To regulate the fine and forfeiture fund of Crenshaw county, and provide for the registration and payment of claims against said fund.

W. F. Herbert,
Clerk.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has concurred in and adopted the report of the Committee on Conference on the disagreement of the two Houses on the House amendment to:

S. 282. To authorize courts of county commissioners or boards of revenue in counties where there are no poor houses, to make provisions for paupers or other indigent persons in their said counties.

And returns same herewith to the Senate.

W. F. Herbert,
Clerk.

REPORT FROM COMMITTEE ON ENGROSSED BILLS.

Mr. President:

Your Standing Committee on Engrossed Bills beg leave to report that said committee, in session, have examined and compared the following engrossed bill with the original and find same correctly engrossed, to wit:

By Mr. Lusk:

S. 338. To regulate the purchasing of books, stationery and other material for the use of county officers and offices, prescribe what may be purchased, in what manner and by whom and for what use, at what time and prescribe penalties for violations of this act.

W. J. Price,
Chairman.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bills:

H. 1112. To amend section 5977 of the Code of 1907.
Also,

H. 862. To give power of eminent domain to corporations formed for the purpose of constructing, excavating, working, running, operating or maintaining for public use ways, roads, underground passages, tunnels, sub-ways, conduits, transmission lines, canals, aqueducts, or cross-cuts, branches or extensions of them or

any of them to connect with any mining or mineral property.

Also,

H. 1611. To authorize municipalities to purchase sanitary or storm sewers and sewage disposal plants and to assess the cost of said sewers to the property drained by them; to provide for the valuation of said sewers; and to prescribe the method of procedure in purchasing such sewers and levying assessments against property drained by them.

Also,

H. 1571. To amend section 1 of an act entitled "An act to provide for the drainage of farm, wet, swamp, and overflow lands in the State of Alabama, to authorize the organization of drainage districts, to confer the right of eminent domain to the extent necessary to carry out the purpose of this act, and to provide for the raising the revenue by bond issue or otherwise, to pay the costs and expenses of installing and maintaining drainage systems, so as to promote the public health and general welfare," approved March 4th, 1915.

Also,

H. 997. To authorize shipping from within the State of Alabama to points without the State of Alabama, spirituous, vinous and malt liquors, and other liquors and beverages, the sale of which is prohibited by the laws of the State of Alabama; to prescribe the conditions under which same may be shipped, and to fix the time within which same may be shipped.

Also,

H. 1211. To erect monuments over the unmarked graves of Governors Israel Pickens, John Murphy and Samuel B. Moore, and to make an appropriation therefor.

Also,

H. 1451. To amend section 3 of an act entitled an act regulating administrations of estates in the chancery courts and courts of like jurisdiction in this State, approved on the 21st day of April, 1911.

And sends same herewith to the Senate without engrossment.

W. F. Herbert,
Clerk.

HOUSE MESSAGES.

The House bills in the foregoing House message were severally read once and referred to appropriate standing committees, as follows:

- H. 1451. To the Committee on Revision of Laws.
- H. 1211. To the Committee on Finance and Taxation.
- H. 1611. To the Committee on Municipalities and Municipal Organization.
- H. 862, 1112. To the Committee on Judiciary.
- H. 997. To the Committee on Temperance.
- H. 1571. To the Committee on Agriculture.

MESSAGE FROM THE HOUSE.

Mr. President.

The House has originated and passed the following bill:

H. 1561. For the relief of M. Sparks of DeKalb county for money paid by him for Fannie Watts, a Confederate pensioner under the law of Alabama.

With notice and prof attached and herewith exhibited as follows:

NOTICE OF LOCAL LAW.

Notice is hereby given that the following bill will be introduced into the legislature of Alabama at its next session, beginning in July.

A BILL

To be entitled an act for the relief of M. Sparks of DeKalb county for money paid by him for Fannie Watts a Confederate pensioner under the law of Alabama.

Section 1. Be it enacted by the Legislature of Alabama, that the sum of dollars be appropriated for the relief of M. Sparks of DeKalb county, Alabama, for money actually advanced by him for the support of Fannie Watts, formerly a Confederate pensioner under the laws of Alabama, said amount hereby appropriated having never been heretofore paid by the State to said Fannie Watts.

Sec. 2. Be it further enacted, that upon the approval of this act by the Governor, the auditor of the State shall draw his warrant on the State treasurer in favor of said M. Sparks for said amount hereby appropriated.

I, Thomas H. Smith, publisher of the Fort Payne Journal, a weekly newspaper published in the town of Fort Payne, DeKalb county, Alabama, do hereby certify that the notice of proposed bill for the relief of M. Sparks of DeKalb county, a copy of which is hereto attached, was published in said newspaper for thirty days as required by the Constitution for the publication of proposed local or individual laws.

Thos. H. Smith,
Publisher of the Journal.

Sworn to and subscribed before me, this 14th day of August, 1915.

Jas. A. Croley,
Judge of Probate.

And sends same herewith to the Senate without engrossment.

W. F. Herbert,
Clerk.

HOUSE MESSAGES.

The House bill in the foregoing House message was read once and referred to appropriate standing committee, as follows:

H. 1561. To the Committee on Finance and Taxation.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bill:

H. 956. For the relief of R. M. Martin.

And sends same herewith to the Senate without engrossment, and with notice and proof thereto attached and herewith exhibited as follows:

NOTICE.

Notice is hereby given that application will be made to the Legislature of Alabama for the passage of a bill at its session to be convened in July, appropriating three hundred and seventy-five dollars, or as much thereof as may be necessary, for the payment of salary due the undersigned by the State of Alabama for services rendered as special agent of the pure food and drug department.

(Signed.) R. M. Martin.

Clayton, Alabama, June 17th, 1915.

The State of Alabama, }
Barbour County. }

Before me, S. H. Dowling, N. P. in and for said State and county, personally appeared Allen Newberry, who is known to me, and who being first duly sworn, deposes and says that he is the publisher of the Clio Free Press, a weekly newspaper published at Clio, in said State and county, and that the accompanying notice has had successive publication for a period of more than twenty days prior to the present date.

Allen Newberry,
Publisher Clio Free Press.

Sworn to and subscribed before me, this the 12th day of July, 1915.

S. H. Dowling,
Notary Public.

HOUSE MESSAGES.

The House bill in the foregoing House message was read once and referred to appropriate standing committee, as follows:

H. 956. To the Committee on Finance and Taxation.

ADJOURNMENT.

At 9:35 o'clock P. M., on motion of Mr. Miller and in pursuance of House joint resolution heretofore adopted, the Senate adjourned until Friday, September 10th, 1915.

FORTY-FOURTH DAY.

Friday, September 10, 1915.

The Senate met pursuant to adjournment, Lieutenant-Governor Kilby presiding.

PRAYER.

By Rev. Mr. Johnson, of Selma.

ROLL CALL.

Present:

Messrs. :	Easterly	Hollis	Miller
Arrington	Ellis	Holmes	Milner
Bell	Elrod	Jones	McCain
Bonner	Faulk	Judge	Price
Brown	Green	Key	Pride
Bulger	Hall	Kline	Thach
Burns	Hartwell	Lee	Wallace
Cooper	Higgins	Lewis	Weathers
Denson	Hill	Lusk	Winkler

—35.

JOURNAL.

On motion of Mr. Kline the reading of the Journal of yesterday was dispensed with and the same was approved by the Senate.

INTRODUCTION OF BILLS.

Upon a call of districts bills were introduced, severally read one time, and referred to appropriate standing committees, as follows:

By Mr. Easterly:

S. 897. To create the office of county treasurer for Lowndes county; to prescribe his duties and compensation, and provide for his election.

Committee on Local Legislation.

With notice and proof thereto attached and herewith exhibited, as follows:

NOTICE.

The Legislature of Alabama will, in the event the office of treasurer of Lowndes county is abolished by the passage of the general bill now pending in the Legislature be asked to enact a local law for Lowndes county, creating the office of treasurer for Lowndes county, prescribing the duties of such treasurer and fixing the compensation.

R. J. Staggers,
W. H. Lee,
W. L. C. Haigler,
H. H. Hill,

Members of Board of Revenue..

State of Alabama, }
County of Lowndes. }

Before me, D. C. Leatherwood, clerk of the circuit court of Lowndes county, Alabama, personally appeared Frank Nunnelee, who, being first duly sworn, says on oath that he is editor and proprietor of the Citizen-Examiner, a newspaper published in Lowndes county, Alabama, at Hayneville, and that the foregoing above attached notice was published once a week for four successive weeks in said Citizen-Examiner during the months of August and September, 1915, free from any costs to the county of Lowndes or State of Alabama or any municipality therein.

Frank Nunnelee.

Subscribed and sworn to before me, this the 9th day of September, 1915.

D. C. Leatherwood.

Clerk of the Circuit Court of Lowndes County, Ala.

By Mr. Milner:

S. 898. To amend section 2 of an act approved February 28th, 1887, entitled "An act to authorize the Governor to prosecute and secure to the State the benefits resulting from all claims of the State of Alabama against the United States for or on account of swamp and overflowed lands, other public lands in Alabama

sold or otherwise disposed of by the Federal government, and all other claims the State has under existing laws or may have under laws hereafter enacted."

Committee on Finance and Taxation.

By Mr. Milner:

S. 899. To prohibit the payment by the State, or out of any funds of the State, any traveling expenses, hotel bills or other personal expenses of the secretary of State, State treasurer, State auditor, the attorney general, the commissioner of agriculture and industries, the State highway commission or any member thereof, the State highway engineer, or the State land agent and to prescribe the penalty for the violation of this act.

Committee on Revision of Laws.

By Mr. Milner:

S. 900. To prescribe, fix and regulate contracts of sale for future delivery of stocks, bonds and other commodities, and to make the contract of sale of cotton for future delivery conform with the acts of Congress approved August 18th, 1914, and known as the "United States Cotton Future Act" (including such amendments as may hereafter be made to said act of Congress), and for the punishment of a violation thereof."

Committee on Judiciary.

By Mr. Denson:

S. 901. To further regulate the operation of passenger trains within this State.

Committee on Commerce and Common Carriers.

REPORTS OF COMMITTEES.

Mr. Lusk, chairman of the Standing Committee on Judiciary, reported that said committee, in session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to wit:

By Mr. Thompson of Baldwin:

H. 1302. To amend section five of an act entitled "An act to provide for the appointment of an official stenographer for the second judicial circuit of Alabama, and to prescribe his duties and to fix his compensation,"

approved August 9th, 1907, as amended by an act of the Legislature of Alabama, approved March 29th, 1911. By Mr. Hubbard (with amendment) :

H. 1288. To establish the twentieth judicial circuit, to be composed of the counties of Henry, Houston and Geneva; to fix the time and places of holding the courts; to prescribe rules of procedure and practice therein; to provide for the election and appointment of a judge and solicitor, and to fix their salaries.

By Mr. Chamberlain :

H. 1001. To render void any agreement permitting the bringing of suit before a justice of the peace in any precinct other than a precinct where said suit is authorized by the laws of this State to be brought, if said agreement is made before said suit is filed.

By Mr. Chamberlain (with amendment) :

H. 1626. To regulate the procedure in unlawful detainer suits brought by a landlord against his tenant in counties of less than 82,000 and more than 80,000 of population according to the last federal census or any subsequent federal census; to prescribe the clerk's and sheriff's fees in such suits; and to provide for and regulate appeals therein, including the bond to be given on appeal.

By Mr. Shapiro (with substitute) :

H. 1607. To provide for the appointment of bailiffs of courts in circuits composed of only one county and having four or more judges; to fix the compensation of said bailiffs and to provide for the payment thereof. By Mr. Chamberlain :

H. 1641. To limit costs in civil suits other than unlawful detainer suits involving not more than fifty dollars (\$50.00) brought or instituted in inferior courts located or established in counties having a population of not less than 80,000 nor more than 100,000 according to the last Federal census or any subsequent Federal census.

By Mr. Judge :

S. 884. To require an additional fine in case of conviction for unlawfully disposing of a warehouse receipt and to provide that such additional fine shall be paid to the person, firm or corporation holding the lien or

mortgage on the goods or property covered by such receipt or claim to such receipt.

By Mr. Judge (by request, with amendment):

S. 882. To further regulate the office of constable, and to prescribe penalties for the violation of any of the provisions of this act.

By Mr. Hall:

S. 840. To amend section 900 of the Code of Alabama.

By Mr. Judge:

S. 396. To amend sections 900 and 901 of the Code of Alabama.

By Mr. Judge:

S. 894. To amend an act entitled "An act to fix the time of electing the successor to the commissioner whose term of office expires during the year 1915, in all cities having a population of one hundred thousand or over according to the last or any subsequent Federal census, approved August 16th, 1915."

Mr. Milner, chairman of the Standing Committee on Revision of Laws, reported that said committee, in session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to wit:

By Mr. Vaughan (with amendment):

H. 1436. To amend an act approved April 22nd, 1911, entitled an act to require the tax collector of Montgomery county to keep a record showing in abstract form the names of all registered voters who pay their poll tax, beginning with the year 1901 and each subsequent year, together with their ages, and to provide compensation therefor to be paid out of the county treasury, so as to read as follows:

By Mr. Tubb:

H. 1223. To amend an act approved April 22nd, 1911, entitled an act to amend section 1258 of the Code of Alabama of 1907.

By Mr. Darden:

H. 1328. To amend section 4897 of the 1907 Code of Alabama.

By Mr. Wilson (with amendment) :

H. 296. To amend section 4263 and section 4264 of the Code of Alabama of 1907.

By Mr. Brindley :

H. 974. To amend sections 6450, as amended by an act approved August 25, 1909, and 6451, 6452, 6453, 6454, 6455, 6456, as amended by an act approved August 25, 1909, and 6457, 6458, 6460, 6461, 6462, and 6463, as amended by an act approved August 25, 1909, 6464 and 6465, as amended by an act approved August 25, 1909, of the Code of Alabama of 1907.

By Mr. Brindley :

H. 975. To protect women and children from desertion and non-support by husbands and parents; making it a misdemeanor for a husband to desert or neglect to provide for the support of his wife, or for a parent to desert or neglect to provide for the support of his or her child, or children, under the age of sixteen years; prescribing the penalty therefor, and making provision for the apprehension and punishment of persons convicted of non-support or desertion; and providing for the taking of recognizances, and for the forfeiture and enforcement of said recognizances, also providing for the appointment of probation officers and prescribing their duties and powers; and making chiefs of police and sheriffs and other peace officers, probation officers, in certain contingencies, and designating the courts which shall have jurisdiction of such matters.

Mr. Hartwell, chairman of the Standing Committee on Finance and Taxation, reported that said committee, in session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to wit:

By Mr. Fite of Marion :

H. 1397. To make an annual appropriation for any county that may be levying and collecting a special county school tax during any scholastic year, and to provide for the expenditure of the fund set apart for any county by the county board of education.

By Mr. Davis:

H. 1369. To authorize the Governor to issue and sell one million five hundred thousand dollars of five per cent. coupon bonds of the State of Alabama in denominations of five hundred dollars, each bearing interest at the rate of five per cent per annum, and to prescribe the manner in which said bonds are to be sold.

By Mr. Scott of Jefferson:

H. 206. To make appropriation for buildings and repairs and other necessary improvements for the Alabama Industrial School for White Boys.

By Mr. Grayson of Madison:

H. 1573. To provide for the completion of examination of applications for Confederate pensions by State board of examiners of pensions.

By Mr. Youngblood:

H. 1211. To erect monuments over the unmarked graves of Governors Israel Pickens, John Murphy, and Samuel B. Moore, and to make an appropriation therefor.

By Mr. Weakley (This bill was read a second time at length):

H. 1378. To amend section two of an act entitled "An act to amend the Constitution of the State of Alabama so as to permit the issuance of bonds for the retirement of the floating debt of the State.

By Mr. Johnson:

H. 1561. For the relief of M. Sparks of DeKalb county for money paid by him for Fannie Watts, a Confederate pensioner under the law of Alabama.

By Mr. Thomas:

H. 1246. For the relief of William M. Adams, of Chilton county, Alabama, for funds expended by the said William M. Adams, during his term, as deputy solicitor of Chilton county, Alabama, in enforcing the prohibition law, which funds were refunded to said William M. Adams by the court of county commissioners, subsequently, and for which funds, amounting to one hundred and thirty-one and 5/100 (\$131.05) dollars, Chilton county, Alabama, is suing to recover.

By Mr. Hudson (with amendment):

H. 1344. To appropriate seven hundred one and 28/100 dollars for payment to the Western Union Tel-

egraph Company for telegraphic services rendered to the State of Alabama.

By Mr. Chamberlain:

H. 226. To amend section 1313 of the Code of Alabama.

By Mr. Davie:

H. 957. For the relief of J. E. Shackleford, of Green Pond, Bibb county, Alabama, a Confederate veteran.

By Mr. Doyle:

H. 1469. For the relief of Mrs. R. E. Gibson, age 76 years, widow of W. D. Gibson, an ex-Confederate soldier, being a resident of Clarke county, Alabama. Whereas, Mrs. R. E. Gibson's name has been on the pension roll for Clarke county, Alabama, for several years, but her name was stricken from the roll by the State board of examiners, complaining that the name of W. D. Gibson had not been found on the rolls of Company "I," 32nd Alabama Infantry, C. S. A., there being a mistake of the regiment by the board of examiners, it being a fact that the same W. D. Gibson volunteered and was a private soldier in Company "A," 2nd Alabama infantry regiment, and the latter part of the war his regiment, the 42nd Alabama, and 37th Alabama regiment was consolidated and at the end of the war W. D. Gibson was paroled at Greensboro, North Carolina, May, 1965.

By Mr. Stephenson:

H. 1296. For the relief of Mrs. L. A. Woodson, widow of Landon A. Woodson, an ex-Confederate soldier, being a resident of Walker county, Alabama.

By Mr. Tunstall:

H. 1458. For the relief of J. D. Cromer, an ex-Confederate soldier, who was on the pension rolls prior to 1893, and whose name was dropped from the pension rolls from 1895 to 1902, both inclusive, through mistake.

By Mr. Doyle:

H. 1470. For the relief of Mrs. Margaret L. Powell, age 70 years, widow of John Powell, an ex-Confederate soldier, being a resident of Clarke county, Alabama. Whereas, Mrs. Margaret L. Powell's name has been on the pension roll of Covington county, Alabama, for a

long time but her name was stricken from the roll by the State board of examiners because she failed to give the number of her husband's regiment, the application she made gave the command as Company "B," Beauregard's Mississippi Volunteers, upon this vagueness her name was ordered stricken from the roll, her original application being properly made and filled out as required by law.

By Mr. Campbell:

H. 1471. To abolish the office of county treasurer of Cleburne county, Alabama.

By Mr. Chamberlain (with amendment):

H. 1570. For the relief of Frank L. Allen, of Mobile county, to refund certain moneys illegally collected from him in Mobile county, under an act approved April 6th, 1911, as a license as a retail dealer in liquor in the town of Citronelle.

By Mr. Copeland (with amendment):

H. 1113. For the relief of John G. Bradley, former clerk of the criminal court of Jefferson county.

By Mr. Neeley:

H. 1266. For the relief of T. G. Green, of Lawrence county, Ala., for compensation and expenses incurred by him in the apprehension and transportation of St. Clair Jones, charged with the murder of Busk Willis, from the State of Kentucky to the State of Alabama.

By Mr. Hubbard (with amendment):

H. 774. To refund to the Standard Chemical & Oil Company, a corporation, whose principal office is at Troy, Alabama, money illegally paid for fertilizer tags, which were used on cotton seed meal sold by said company during the season of 1912.

By Mr. Darden (with amendment):

H. 1531. To provide for the relief of Irby Collins and to make an appropriation therefor.

By Mr. Holmes (with amendment):

S. 672. To make an annual appropriation of \$15,000 in addition to that now provided by law for the support and maintenance of the State Normal School at Daphne, Baldwin county, Alabama.

By Mr. Milner (with amendment):

S. 887. To appropriate the sum of \$1,162.41 out of any funds in the State treasury, not otherwise appro-

priated, to the following in the amounts set opposite their names, viz.: Richardson & Boynton, \$24.00; Red Feather Sales Co., \$727.06; Fulton Bag & Cotton Mills, \$24.00; Underwood Typewriter Co., \$44.00; Worrell Manufacturing Co., \$15.00; Worrell Manufacturing Co., \$18.00; Mitchell Vance Co., \$286.00; Blocton Coal Co., \$6.00; E. G. Fowler, \$3.35; Dixie Electric Co., \$16.00.

By Mr. Hill:

S. 872. To require the State auditor to place upon the pension roll, in appropriate class, all widows of Confederate soldiers or sailors who are entitled to a pension under the general laws of the State but who filed their application for a pension in the office of the judge of probate of the county instead of with the county board of pension examiners.

By Mr. Hill:

S. 624. To create boards of child welfare; to provide for their appointment; to prescribe their duties and authority; and to authorize boards of revenue and courts of county commissioners and municipalities to make appropriations to carry out the purposes of this act and for granting allowances to widowed and deserted mothers with one or more needy children under the age of fourteen years.

By Mr. Brown:

S. 860. To provide for the employment of State convicts in mining coal on the coal lands of the University of Alabama.

By Mr. Bulger (with amendment):

S. 829. To place the State Normal School at Daphne on a parity with, and under the same rules and regulations, and with the same appropriation, as the State Normal Schools at Florence, Troy, Jacksonville and Livingston, and to discontinue the State Normal School at Moundville and the appropriation therefor.

Mr. Hill, chairman of the Standing Committee on Corporations, reported that said committee, in session, had acted on the following bill and ordered same returned to the Senate with a favorable report, and it was read a second time and placed on the calendar, to wit:

By Mr. Fite of Tuscaloosa (with substitute) :

H. 1368. To amend section 1509 of the Code of Alabama, 1907.

Mr. Wallace, chairman of the Standing Committee on Local Legislation, reported that said committee, in session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to wit :

By Mr. McDonald :

H. 1605. To authorize and empower the board of revenue of Barbour county to appoint a clerk of said board, to prescribe his duties and fix his salary and repeal all conflicting laws.

By Mr. Davis :

H. 1599. To authorize the construction of a dam in the Mulberry Fork of the Warrior river at or near Sanders' Ferry in Walker county.

By Mr. Kyser (with amendment) :

H. 1609. To establish a board of revenue for Monroe county, and to confer upon such board all the authority, jurisdiction and power, and prescribing for the members thereof, all the duties of the court of county commissioners of said county; to provide for the appointment and fix the term of office of the members of said board; to provide for the election of their successors in office; to define the duties of the judge of probate with reference to said board of revenue; to authorize said board to employ a competent civil engineer and clerk, fix their salaries and prescribe their duties; to authorize said board of revenue to divide said county into road districts and apportion hands liable to road duty; to assess a road or per capita tax for persons liable to road duty in said county in lieu of working on the public roads; to fix a license tax for teams and vehicles using the public roads of said county; to confer upon said board the right of eminent domain; to abolish the court of county commissioners and the highway commission of said county.

By Mr. Wittmeier:

H. 1516. To require bonds to be executed by the members of the court of county commissioners of Blount county, Alabama.

By Mr. Wittmeier:

H. 1515. To abolish the office of county treasurer of Blount county, Alabama.

By Mr. Blount:

H. 1347. To repeal in so far as it affects Washington county, an act of the Legislature of Alabama, approved December 13, 1894; to regulate and prescribe the manner of electing the county commissioners of Washington county; to provide how and by whom said county shall be divided into districts and precincts; and to prescribe the manner of electing the county commissioners for said county.

By Mr. Speir (by request):

H. 1167. To ratify, confirm and legalize all acts and orders of the court of county commissioners of Wilcox county, in the payment of road overseers appointed under the official road law of said county (found in Local Acts of Alabama, 1911, page 265); to ratify and legalize the payment of the convict agent appointed by said court; to ratify and legalize the hiring of teams by said overseers appointed under said act; and to legalize the payment of all warrants and orders of said court by the treasurer of said county pertaining to said law.

By Mr. Goode:

H. 1371. To provide for the construction, repairing, working and maintaining of the public roads and bridges of Wilcox county, Alabama; to provide revenue for the same; to define the powers and duties of the county commissioners with reference to same; to provide for the purchase of mules and equipment for same; to provide for the appointment of a supervisor and of overseers; defining their duties, prescribe rules, regulations and penalties in order to carry into effect the provisions and purposes of this act.

By Mr. Yarbrough:

H. 1563. To repeal an act "to allow stock to run at large within certain limits in beat five in Lee county, Alabama, at certain seasons of the year."

By Mr. Bulger:

S. 886. To regulate the registration of conditional sales in Tallapoosa county.

By Mr. Holmes:

S. 895. To provide for the better construction, repairing, working and maintaining of public roads and bridges in Baldwin county, Alabama.

By Mr. Rogers of Sumter:

H. 1407. For the relief of P. B. Jarman, J. H. Pinson, J. M. Allison and W. E. McGowan.

Mr. Lee, chairman of the Standing Committee on Education, reported that said committee, in session, had acted on the following bill and ordered same returned to the Senate with a favorable report, and it was read a second time and placed on the calendar, to wit:

By Mr. Holmes (with substitute):

S. 617. To further regulate the granting of teachers certificates by issuing certificates to teachers on the basis of their respective work, such as teachers of rural schools, of kindergarten, primary grades, grammar school grades, upper elementary grades, high school teachers, high school principals, and city school superintendents.

Mr. Cooper, chairman of the Standing Committee on Agriculture, reported that said committee, in session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to wit:

By Mr. Lusk (by request):

S. 689. To further regulate the stock law districts, and the application of said laws to parts of precincts added to stock law districts, or added to non-stock law districts.

By Mr. Morris (with substitute):

H. 1584. To amend an act entitled an act "to regulate the sale of cotton seed meal," approved November 22, 1907.

By Mr. Miller:

S. 891. To provide the right to the landlord to prepare or work the land of share croppers or renters upon

their failure so to do and to charge for said preparation or work.

Mr. Hall, chairman of the Standing Committee on Municipalities and Municipal Organizations, reported that said committee, in session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to wit:

By Mr. Smith of Crenshaw:

H. 1560. To amend subdivision seventeen (17) of an act approved December 13th, 1900, entitled an act to amend section five of an act to incorporate the town of Luverne, in the county of Crenshaw and State of Alabama, approved February 6th, 1891.

By Mr. John:

H. 1045. To amend section 1279 of the Code of 1907.

Mr. Denson, chairman of the Standing Committee on Temperance, reported that said committee, in session, had acted on the following bill and ordered same returned to the Senate with a favorable report, and it was read a second time and placed on the calendar, to wit:

By Mr. Chamberlain:

H. 997. To authorize shipping from within the State of Alabama to points without the State of Alabama, spirituous, vinous, and malt liquors, and other liquors and beverages, the sale of which is prohibited by the laws of the State of Alabama; to prescribe the conditions under which same may be shipped, and to fix the time within which same may be shipped.

Mr. Key, chairman of the Standing Committee on Public Roads and Highways, reported that said committee, in session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to wit:

By Mr. Smith of Crenshaw:

H. 1646½. To provide for the more efficient working of the public roads of Crenshaw county, Alabama,

and to provide that the court of county commissioners, in its discretion, levy a road tax, a vehicle tax, and a dog tax, the proceeds therefrom to be applied to the maintenance of the public roads of said county.

By Mr. Ryan (with amendment):

H. 1178. To provide for the more efficient working of the public roads and construction and repair of bridges in Cullman county; to create a road commission in said county and define its powers and duties; to provide for a road supervisor, fix his compensation and define his duties and to authorize the employment of a highway engineer; to provide for the appointment of road foremen in the several precincts in the county; fix their compensation and define their duties and powers; to authorize the purchase of necessary tools, teams, road machines and other implements; to provide for a commutation fee in lieu of working the roads; to prevent the obstruction and damage to the public roads and bridges and to prescribe rules, regulations and penalties in order to carry into effect the purposes of this act.

By Mr. Yarbrough:

H. 1268. To provide for the better building, maintenance and protection of the public roads and bridges of Lee county; to provide funds, regulations and penalties to carry the provisions and purposes of this act into effect; to provide for the appointment of a county engineer and for the examination of applicants for such position.

Mr. Elrod, chairman of the Standing Committee on Fish, Game and Forestry, reported that said committee, in session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to wit:

By Mr. Goode:

H. 1492. To amend section 6967 of the Code of Alabama of 1907.

By Mr. Stewart:

H. 757. To amend section 6901 of the Code of Alabama, 1907. (Regulates the use of seines, nets, traps,

or other devices for catching fish from September 15th to July 15th, inclusive.)

Mr. Burns, chairman of the Standing Committee on Commerce and Common Carriers, reported that said committee, in session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to wit:

By Mr. Bradshaw:

H. 1595. To confer upon the railroad commission of Alabama jurisdiction over the rates, charges, services and facilities of all persons, firms and corporations engaged in or carrying on for hire, the business of telegraph and telephone, either or both.

By Mr. Grayson of Mobile (by request):

H. 1206. To grant to owners of riparian lands upon navigable waters in the State of Alabama the right and privilege in front of their riparian lands, of installing wharves, docks, warehouses, sheds, tipples, chutes, elevators, conveyors and the like for receiving, discharging, storing, protecting, transferring, loading and unloading freight and commodities of commerce to and from vessels and carriers, and to use the riparian land in connection therewith, and to dredge out and deepen the approaches thereto and to charge and collect reasonable charges for the use thereof and to provide for the right to regulate such charges, and to provide for the exercise of the right of eminent domain.

Mr. Greene, chairman of the Standing Committee on Banking and Insurance, reported that said committee, in session, had acted on the following bill and ordered same returned to the Senate with a favorable report, and it was read a second time and placed on the calendar, to wit:

By Mr. Milner:

S. 893. To amend section 6300 (4341) (3785) (4349) (3700) (154). Burning insured house, vessel, etc., or casting away or destroying boat or vessel.

ADVERSE REPORT.

Mr. Lusk, chairman of the Standing Committee on Judiciary, reported that said committee, in session, had

acted on the following bills and ordered same returned to the Senate with an adverse report:

By Mr. Griffin:

H. 1601. To provide for the confiscation and destruction of weapons when the carrier thereof has been convicted of unlawfully carrying the same.

By Mr. Davis:

H. 1552. To regulate and provide for the payment of claims against the fine and forfeiture fund of Autauga county.

Mr. Milner, chairman of the Standing Committee on Revision of Laws, reported that said committee, in session, had acted on the following bills and ordered same returned to the Senate with an adverse report:

By Mr. Hill:

S. 63. To repeal sections 113, 114, 115, 116, 117, 118, 119 and 120 of the Code of Alabama. (Said sections relate to cotton statistics and the creation of a board for same.)

By Mr. Brown:

S. 155. To amend section 1889 of the Code of Alabama.

By Mr. Brindley:

H. 977. To amend section 6211 of the Code of Alabama of 1907.

Mr. Hartwell, chairman of the Standing Committee on Finance and Taxation, reported that said committee, in session, had acted on the following bills and ordered same returned to the Senate with an adverse report:

By Mr. Brown:

S. 724. To amend section 4619 of the Code of Alabama, so as to change the rate of interest from eight dollars upon one hundred dollars for one year to seven dollars upon one hundred dollars for one year, and at such rate for a greater or less sum, or for a longer or shorter time.

By Mr. Jones:

S. 877. To require all moneys collected for special purposes to be kept separate and apart from moneys

collected or paid into the State treasury for other purposes, and to make unlawful the payment of warrants from funds collected for special purposes other than warrants drawn against such special fund.

By Mr. Thach:

S. 810. To appropriate money to the board of normal school trustees for the use of the normal schools located at Florence, Livingston, Troy and Jacksonville.

By Mr. Bulger:

S. 896. To make an appropriation for the equipment and maintenance of the Alabama room in the Confederate Memorial Museum at Richmond, Virginia.

By Mr. Hartwell:

S. 847. To appropriate the sum of four thousand dollars to pay the unpaid salaries of the officers and employees of the Alabama oyster commission.

By Mr. Lusk:

S. 842. To define, fix and declare what property shall be exempt from taxation.

By Mr. Bonner:

S. 207. To amend section 2219 of the Code of Alabama of 1907.

By Mr. Faulk:

S. 843. To provide for the election of two examiners of public accounts, or auditors of public accounts, to prescribe their duties and powers, and to fix their compensation.

By Mr. Hartwell (by request):

S. 836. For organizing the farm boys and girls of Alabama into corn clubs, pig clubs, canning clubs, poultry clubs and any other kind of farm life clubs for the purpose of encouraging, interesting and instructing the farm boys and girls in better methods of agriculture, home-making, cooking, sewing and gardening; to provide plans for carrying on this work, to make appropriations for these purposes, and to prescribe methods of drawing and spending same.

By Mr. Hartwell:

S. 635. To make appropriation for buildings, lands, machinery, equipment and other necessary improvements at the Alabama Industrial School for White Boys.

By Mr. Hubbard:

H. 539. To adopt standard classifications and legal grades for cotton in this State; to create a commission for carrying the same into effect; to provide for the appointment of such commission; to provide for classes of cotton under this act, and to provide a punishment for the violation thereof.

By Mr. Hubbard:

H. 540. To systematize and regulate the handling of cotton in the State of Alabama, to provide for bonded warehouses and the warehousing of cotton and to provide a penalty for a violation of its provisions.

By Mr. Moore:

H. 980. To amend an act entitled "An act to authorize courts of county commissioners or boards of revenue of any county in which the State or Federal authorities shall take or have taken up the work of farm demonstration or organization of farm life clubs, and to appropriate funds for aiding in such work," approved February 28, 1911.

By Mr. Lavery:

H. 86. To provide for the establishment and maintenance of an industrial school for white blind men; to make an appropriation for the establishment and maintenance of said school; to provide for the appointment of a board of trustees to manage said school and to define the objects of same.

By Mr. Hubbard:

H. 541. To provide for the co-operation of the cotton growers of this State in the holding of cotton.

Mr. Cooper, chairman of the Standing Committee on Agriculture, reported that said committee, in session, had acted on the following bill and ordered same returned to the Senate with an adverse report:

By Mr. Faulk:

S. 698. To repeal an act entitled an act to regulate the business of dealers in farm produce, to fix license for the carrying out of said business, and to provide for the revocation of this license, and for the penalty for any violation of this act; to prevent fraud in the selling and handling of farm produce and to provide

punishment for such fraud; to provide for the collection and disbursement of the moneys collected to establish, increase and encourage markets for the sale of farm produce.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has amended as therein shown, and as amended has passed, the following Senate bill:

S. 685. To ratify, confirm and validate all payments heretofore made by county treasurers on warrants drawn by probate judges under supposed valid orders of courts of county commissioners or boards of revenue and to ratify, confirm and validate all contracts and orders made by such court of county commissioners or boards of revenue to aid in cattle tick eradication, but subsequently found to be illegal.

And sends the same herewith to the Senate.

W. F. Herbert,
Clerk.

HOUSE MESSAGE.

On motion of Mr. Thach, the Senate concurred in the following amendment by the House to Senate Bill No. 685, the title of which is set out in the foregoing message from the House, to wit:

After the word "revenue," in 7th line, insert the words: "And payments made by said boards or courts of county commissioners."

Yeas, 22; nays, 1.

Yeas:

Messrs.:	Ellis	Holmes	McCain
Arrington	Elrod	Key	Price
Brown	Green	Kline	Pride
Bulger	Hall	Lewis	Thach
Cooper	Hartwell	Miller	Weathers
Easterly	Higgins	Milner	—22.

Nay: Mr. Lusk.—1.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has received the accompanying message from His Excellency, the Governor, proposing an amendment to:

H. 1194. To divide Elmore county, Alabama, into four commissioners districts, and to provide for the election of the commissioners from each of said districts.

And the House concurred in and adopted the amendment proposed by the Governor to said bill by a majority of the whole number elected to the House. The vote being:

Yeas, 64; nays, 0.

And said bill, together with the Governor's amendment is sent herewith to the Senate for its consideration.

W. F. Herbert,
Clerk.

To the House of Representatives:

I am herewith returning to you H. 1194, a local bill, with an amendment.

The amendment is offered to cure a defect and remove a conflict at the suggestion of the representative introducing this bill.

The amendment, which if adopted the act will have my approval, is as follows:

Section 2 to read as follows:

"Sec. 2. That district one in said county shall be composed of and embrace beats one, two, three, fifteen and nineteen. That district two in said county shall be composed of and embrace beats four, five, eight and thirteen. That district three in said county shall be composed of and embrace beats six, seven, eleven and twelve. That district four in said county shall be composed of and embrace beats nine, ten, fourteen, sixteen, seventeen and eighteen, and only one county commissioner for the county of Elmore shall be elected from each of said commissioners district."

Chas. Henderson,
Governor.

HOUSE AND GOVERNOR'S MESSAGE.

On motion of Mr. Bulger, the Senate concurred in and adopted the amendment proposed by His Excellency, the Governor, to H. 1194, the title to which is set out in the foregoing message from the House, and the proposed amendment is set forth in the foregoing message from the Governor.

Yeas, 27; nays, 0.

Yeas:

Messrs.:	Ellis	Holmes	Milner
Bell	Elrod	Key	McCain
Brown	Green	Kline	Price
Bulger	Hall	Lee	Pride
Cooper	Hartwell	Lewis	Thach
Denson	Higgins	Lusk	Wallace
Easterly	Hill	Miller	Weathers

—27.

Nays, 0.

Which was a majority of the whole number elected to the Senate.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and adopted the following joint resolution:

By Mr. Weakley:

H. J. R. 226. Be it resolved by the House, the Senate concurring, that the Governor be, and he is, hereby requested to return to the House:

H. 850. To provide for the assessment, valuation and equalization of values of real and personal property for taxation, and for this purpose of create a State board of equalization; to prescribe the powers and duties of said board; to create a board of equalization for each county, and to prescribe the powers and duties of said boards; to provide for the collection of taxes, the sale of property for taxes, the redemption from such sales, to further provide for the general revenues, abolish the State tax commission, and to transfer all its powers, authority and jurisdiction, and all proceedings pend-

ing for assessment and collection of taxes, and repeal all laws in conflict with this act.

For correction and proper enrollment.

Resolved, further, that upon the return of the said bill to the House the Speaker of the House be requested and authorized to erase his signature from the said bill, and further, that the Lieutenant-Governor and presiding officer of the Senate be authorized and requested to erase his signature from the said bill.

And sends the same herewith to the Senate.

W. F. Herbert,
Clerk.

HOUSE MESSAGE.

On motion of Mr. Hartwell, the Senate concurred in H. J. R. 226, set out in the foregoing message from the House.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bill:

By Mr. Shapiro:

H. 62. To define, regulate and control the business of the making of loans or advancements of money in sums of two hundred dollars or less in amount, and to regulate the assignment of wages and salary when given for such loan or advancement, and to punish acts in violation of the provisions hereof.

And sends same herewith to the Senate without engrossment.

W. F. Herbert,
Clerk.

HOUSE MESSAGES.

The House bill in the foregoing House message was read once and referred to appropriate standing committee, as follows:

H. 62. To the Committee on Judiciary.

MESSAGE FROM THE HOUSE.

Mr. President:

In accordance with a House joint resolution heretofore adopted, the Speaker of the House has erased his signature from the bill:

H. 850. To provide for the assessment, valuation and equalization of values of real and personal property for taxation, and for this purpose of create a State board of equalization; to prescribe the powers and duties of said board; to create a board of equalization for each county, and to prescribe the powers and duties of said boards; to provide for the collection of taxes, the sale of property for taxes, the redemption from such sales, to further provide for the general revenues, abolish the State tax commission, and to transfer all its powers, authority and jurisdiction, and all proceedings pending for assessment and collection of taxes, and repeal all laws in conflict with this act.

And you are requested to erase your signature therefrom.

W. F. Herbert,
Clerk.

HOUSE MESSAGE.

On motion of Mr. Hartwell, the President of the Senate, in the presence of the Senate, erased his signature from H. 850, the title of which is set out in the foregoing message from the House.

MESSAGE FROM THE GOVERNOR.

To the Senate:

I am herewith returning to you S. 76 without my approval, but with amendments:

The bill in question contemplates the abolishment of the office of county treasurer throughout the State in all counties of less than fifty thousand population, and there seems to be a general desire for the abolishment of this position, and many local acts have passed during your session to that effect.

It seems to be the idea that the banks in the several counties shall be constituted the depositories and that

the boards of revenue shall perform all the duties of the treasurer except the care and paying out of the funds under the order of the boards of revenue.

The caption of S. 76 contemplates the abolishment of the office of county treasurer, and section 5 in effect re-establishes that office by constituting such bank as may be selected by the board of revenue the county treasurer. While a State bank organized under the laws of the State can assume any duties that the law imposes upon them, you have not altogether the same authority over national banks, and if the act as it reads at present should become a law, it is very doubtful as to whether the county could recover from the corporation funds deposited in such institutions, because the national banking law does not provide that the national banks shall act in the official capacity of an individual. In addition to this, no corporation can take the oath of office required of officers.

There may be such conditions in some of the counties of the State that no bank would desire the business under the conditions named, and for that reason some provision should be made for the care of the funds in such an emergency. I have, therefore, presented amendments to meet my objections to the bill, and if adopted the bill shall have my approval.

The amendments are as follows:

By striking out section 5 and inserting in lieu thereof the following:

Sec. 5. The bank or banks so designated as depositories for county funds shall be charged with all the duties and subject to the same liabilities in so far as the safe-keeping and paying out of the funds of the several counties are concerned, as are now imposed by law upon county treasurers. The banks or bank acting as county depository shall not receive any compensation or commission or other allowance for services as county depositories, provided that in all counties under fifty thousand population where the county treasurer is now required by law to collect and receipt for a road tax from persons liable for road duty in such county, the judge of probate in such county shall be charged with the duty of collecting and receipting for

such road tax and perform such other duties in connection therewith as are now required by law of county treasurers. All warrants drawn upon the depository must be signed by the probate judge of said county or the president of the board of revenue or court of county commissioners of the different counties at the election of such board of revenue or court of county commissioners, expressed in a resolution which must be spread upon the minutes and given to such depositories that may be selected. Such officer signing such warrants to be liable for the amount of any warrant drawn and paid by such depositories without the authority of law. Provided, however, that if the board of revenue or court of county commissioners are unable to designate any depository for the county funds in their county by reason of their inability to secure from any bank within its limits terms for the handling of the county funds as provided in this act, satisfactory to such boards of revenue or courts of county commissioners, then such boards may designate some individual who may act as treasurer of such county under such terms and conditions as may be fixed by said boards of county commissioners or boards of revenue.

Chas. Henderson,
Governor.

GOVERNOR'S MESSAGE.

On motion of Mr. Bulger, the Senate re-considered:

S. 76. To abolish the office of county treasurer, and to require that the county funds be deposited in such incorporated national or State bank as the board of revenue or court of county commissioners may elect, and to provide for the custody of such funds, and to require all acts required of the treasurer to be performed by the president of the board of revenue or county commissioners.

And concurred in and adopted the amendments proposed by the Governor to said bill, as set out in the foregoing message from the Governor.

Yeas, 22; nays, 1.

Yeas :

Messrs. :	Easterly	Holmes	Milner
Bell	Ellis	Judge	Thach
Bulger	Green	Key	Wallace
Burns	Hartwell	Kline	Weathers
Cooper	Higgins	Lusk	Winkler
Denson	Hill	Miller	—22.

Nay : Mr. Lewis.—1.

Which was a majority of the whole number elected to the Senate.

MESSAGE FROM THE HOUSE.

Mr. President :

The House has concurred in the Senate amendment to:

H 682. To fix the compensation of members of the boards of revenue in this State in counties which now have or which may hereafter have a population of eighty-two thousand people and not exceeding two hundred thousand people, according to the last Federal census, or any such census which may hereafter be taken, and to provide for the payment of such compensation.

And sends same herewith to the Senate.

W. F. Herbert,
Clerk.

MESSAGE FROM THE HOUSE.

Mr. President :

The House has originated and passed the following House bills:

H. 602. To fix the term for the holding of the criminal court of Jefferson county, Alabama.

H. 1122. To amend sections 24, 36, 37, 38, 39, 43 and 45 of the Code of 1907.

H. 1489. To appropriate the sum of sixty dollars for the year ending September 30th, 1913, and the further sum of sixty-nine dollars for the year ending September 30th, 1914, to H. M. Mickle, of Randolph county, a Con-

federate soldier, as a Confederate pension for such years.

H. 1548. To authorize the court of county commissioners or boards of revenue of counties which may now or hereafter have a population of two hundred thousand or more to employ a chief clerk and an assistant clerk and fix their compensation.

H. 1591. To authorize county commisisoners, or boards of revenue in counties in this State of one hundred and fifty thousand inhabitants, or more, according to last Federal census or any subsequent Federal census, to elect physicians to attend the inmates of county poor houses and jails, and to fix their terms of office and compensation.

H. 1289. To amend section 3242 of the Code of 1907.

H. 1307. To provide for the election of a deputy circuit clerk in circuits composed of only one county and having more than three judges, where the circuit court is held at the county site and at some other place in the county, and to define his powers and authority and to provide for his compensation.

H. 1629. For the relief of the treasurer of the Confederate Soldiers Home of Alabama.

H. 1575. To authorize persons who have practiced dentistry or dental surgery in the State of Alabama for twenty years or more, to practice the same.

H. 443. To create in all cities of the State of Alabama which have a population of as much as one hundred thousand people according to the last Federal census or which shall have such population according to any such census that may be taken hereafter, a board of trustees of the firemen's pension and relief fund in connection with the regularly organized and paid fire department of such cities; to provide for the organization of such board of trustees; to designate certain members of said board, and provide the method and time of electing the remaining members thereof; to designate and provide for the selection of the officers and agents of said board; to prescribe the powers and duties of said board and its officers and agents; to create in all such cities a firemen's pension and relief fund for the benefit and relief of disabled, sick, retired and other members of such fire department, and the widows, minor children and de-

pendent widowed mothers of such disabled and retired members; to declare the said board of trustees the trustee of such fund; to provide for the use, management and control of said fund; to provide for the raising of such fund and the sources thereof; to provide for the payment into said fund of the fines prescribed and imposed for the violation of such ordinances of such cities; to provide for the payment into such funds of a certain percentage of the gross premiums less returned premiums received by fire insurance companies doing business within such cities, and for the making of a sworn report by such fire insurance companies of such premiums to the said board of trustees, and to prescribe the penalty for failure to make such payment and report, and for enforcing such penalty; to provide for the payment into such fund of a portion of the monthly salary of each member of such fire department; to authorize such cities to pay into such fund a part of the revenue received from licenses issued by such cities; to provide for the pensioning and relief of disabled, sick, retired and other members of such fire department, and the widows, minor children and dependent widowed mothers of such disabled and retired members; to provide for the payment out of such fund of certain expenses attending the burial and funeral of deceased members of such fire department; to provide for the retirement and re-instatement of members of such fire department; to prescribe the duties of the city attorney and city physician in connection with the said board of trustees and the said fund; to designate the treasurer of such fund and his duties; to provide for the repeal of all laws and parts of laws in conflict herewith; to provide for the exemption of benefits out of said fund from levy; to provide the time of taking effect of this act.

Also,

H. 1464. To ratify, confirm, approve and make legal certain warrants or orders which were paid by the treasurer of Walker county, Alabama, out of the road fund or road and bridge fund of said county of Walker, from January 1st, 1909, up to and including May 1st, 1915; and to ratify, confirm, approve and make legal the payments of said warrants or orders, from said 1st day of January, 1909, up to and including May 1st, 1915.

And sends same herewith to the Senate with notice and proof attached and herewith exhibited as follows:

NOTICE.

Notice is hereby given that application will be made to the Legislature of Alabama, which meets in July, 1915, for the passage of an act, providing in substance as follows:

Section 1. That all warrants or orders issued by the court of county commissioners of Walker county, Alabama, against the road fund or road and bridge fund of said county of Walker since the first day of January, 1909, and up to and including the first day of May, 1915, which were issued to pay for the construction or repair of bridges, or for material furnished or work done in the construction or repair of bridges, and for maintenance or operations of ferries, and which warrants have been paid out of said road fund or road and bridge fund, be and the same are ratified, approved and made legal.

Section 2. That all payments of warrants or orders mentioned and referred to in section 1, made by the treasurer of Walker county, Alabama, out of the road fund or road and bridge fund of said county of Walker, since the first day of January, 1909, and up to and including the first day of May, 1915, are hereby ratified, confirmed, approved and made legal.

The State of Alabama, }
Walker County. }

Before me, J. C. Shepherd, register in chancery in and for said State and county, personally appeared Lawrence Richardson, who being first duly sworn, deposes and says that he is one of the publishers of the Mountain Eagle, a newspaper published in Walker county, Alabama; that notice, a copy of which is hereto attached was given by publication in said Mountain Eagle once a week for four consecutive weeks prior to the date hereof said notice appearing in said newspaper on the following named dates, viz.: June 30th, 1915; July 7th, 1915; July 14th, 1915, and July 21st, 1915.

Lawrence Richardson.

Sworn to and subscribed before me on this the 24th day of July, 1915.

J. C. Shepherd,
Register in Chancery.

Also,

H. 1452. To authorize and empower the court of county commissioners of Cleburne county, Alabama, to donate to the town of Edwardsville, Alabama, the old court house building located therein.

And sends same herewith to the Senate with notice and proof attached and herewith exhibited as follows:

A BILL

To be entitled an act to authorize and empower the court of county commissioners of Cleburne county, Alabama, to donate to the town of Edwardsville, Alabama, the old court house building located therein.

Be it enacted by the Legislature of Alabama:

Section One. That the court of county commissioners of Cleburne county, Alabama, are hereby authorized and empowered to donate to the town of Edwardsville, Cleburne county, Alabama, the building known as the old court house building, situated in the public square of said town of Edwardsville, Alabama.

Section Two. Be it further enacted, That said court of county commissioners of Cleburne county, Alabama, are authorized to convey the title to the property described in section one of this act, to said town of Edwardsville, Alabama.

State of Alabama, }
Cleburne County. }

Before me, Clyde H. Vann, a notary public in and for said State and county, personally appeared I. L. Ballew, who being by me first duly sworn, deposes and upon oath says, "I am the editor and publisher of the Cleburne News, a newspaper published weekly at Heflin, in said State and county, the notice hereto attached appeared in said paper in the issue of same dated June 24, 1915."

I. L. Ballew,
Editor and Publisher Cleburne News.

Sworn to and subscribed before me this the 28th day of July, 1915.

(Seal.)

Clyde H. Vann,
Notary Public.

Also,

H. 1588. To create the office of county treasurer for Perry county, to provide for his election and the filling of vacancies, to prescribe his duties and compensation.

And sends same herewith to the Senate with notice and proof attached and herewith exhibited as follows:

NOTICE FOR LOCAL LAW.

Notice is hereby given that application will made to the Legislature of Alabama at its present session when it reconvenes in July for the enactment of a local law for Perry county in substance as follows:

To create the office of county treasurer for Perry county, to provide that he shall be elected and that his term of office shall be four years, that vacancies shall be filled by the commissioners court of said county. That he shall give bond and receive compensation not to exceed \$1,000.00 per annum and that his duties shall be in substance as follows: To receive, keep safely and pay out as provided by law all monies of the county, both general and special funds, and all property committed to his care by the court of county commissioners, and to keep accurate accounts of the same, to register claims against any of the said funds and pay the same in the order of registration, to submit all books and accounts and make reports each year to the court of county commissioners and to report each year to the probate judge all monies received and claims in lieu of money; to keep his office in the court house; to perform such other duties as are or may hereafter be required of him by law or which may be required of the custodian of county funds by whatsoever name he may be designated. To provide for the examination of his accounts and the proceedings to be had in case of death. That the term of the present treasurer shall continue until his successor is elected and qualified.

Said proposed act shall, generally, confer on said treasurer all the powers and duties which are or may hereafter be required of the treasurer of said county by any special or general law, now existing or hereafter enacted.

The State of Alabama, }
Perry County. }

Before me, the undersigned officer in and for said State and county, appeared Irby Pope, and being sworn deposes and says that he is editor of The Marion Times, a newspaper published in Perry county, Alabama, and has personal knowledge of the facts herein stated. That the foregoing notice for local law was published in said Marion Times, a newspaper published in Perry county, Alabama, once a week for four consecutive weeks prior to and including this date, such publications having been made in the following issues of said newspaper, viz.: June 24th, 1915, July 1st, 1915, July 8th, 1915, and July 15th, 1915, without cost to the State.

Irby Pope.

Sworn to and subscribed before me, this 15th day of July, 1915.

W. L. Pitts,
Judge of Probate, Perry County, Alabama.

Also,

H. 1593. To create and establish an inferior court for Dallas county, Alabama, in lieu of all justices of the peace in precinct No. 36 in said county, with the same jurisdiction and powers as are now vested in justices of the peace in said precinct, and with concurrent civil jurisdiction with all other justices of the peace in said county, and with jurisdiction concurrent with the circuit court of said county, of all misdemeanors, except violations of the prohibition laws, violations of the laws against carrying concealed weapons and violations of the laws against carrying a pistol; and prescribing the powers and jurisdiction of said court, and the powers and duties of the officers thereof, and providing for the selection, qualification, terms of office and compensation of the officers thereof, and abolishing the office of jus-

tice of the peace and constable in said precinct No. 36, and providing for the transfer to said court from the justice of the peace courts in precinct No. 36 of causes within the jurisdiction of such inferior court when established.

And sends same herewith to the Senate with notice and proof attached and herewith exhibited as follows:

To Whom it May Concern:

You will take notice that at the present term of the Legislature of Alabama a bill will be introduced and an effort made to enact the same into law, creating and establishing an inferior court for Dallas county, Alabama, in lieu of all justices of the peace in precinct No. 36 in said county, with the same jurisdiction and powers as now vested in justices of the peace in said precinct, and with concurrent civil jurisdiction with all other justices of the peace, in said county, and with jurisdiction concurrent with the circuit court of said county, of all misdemeanors, except violations of the prohibition laws, violations of the laws against carrying concealed weapons and violation of the laws against carrying a pistol; and prescribing the powers and jurisdiction of said court, and the powers and duties of the officers thereof, and providing for the selection, qualification, terms of office and compensation of the officers thereof; and abolishing the office of justice of the peace and constable in said precinct No. 36, and providing for the transfer to said court from the justice of the peace courts in precinct No. 36, and from the circuit court of causes within the jurisdiction of such inferior court when established.

The State of Alabama, }
Dallas County. }

I, F. T. Raiford, editor and publisher of the Selma Times, a daily paper published in Dallas county, Alabama, do solemnly swear that a copy of the above notice, as per clipping attached, was published once a week in said newspaper for four consecutive weeks, commencing with the issue dated June 30, 1915, and ending with the issue dated July 27, 1915.

F. T. Raiford.

Subscribed and sworn to before me, this 30th day of August, 1915.

Lily G. Powell,
Notary Public, Dallas County, Alabama.
W. F. Herbert,
Clerk.

HOUSE MESSAGES.

The House bills in the foregoing House message were severally read once and referred to appropriate standing committees, as follows:

H. 1588, 1452, 1464. To the Committee on Local Legislation.

H. 1307, 443, 1289, 1591, 1548, 602, 1593. To the Committee on Judiciary.

H. 1629, 1489. To the Committee on Finance and Taxation.

H. 1575. To the Committee on Public Health.

H. 1122. To the Committee on Agriculture.

MESSAGE FROM THE HOUSE.

Mr. President:

The Speaker of the House having signed the following House bills, your signature thereto is requested:

H. 511. To establish an inferior court in precinct 5, Talladega county, Alabama, in lieu of all justices of the peace in said precinct, and to define the jurisdiction and powers of said court and the judge thereof, to provide for the execution of processes of said court and the operation thereof, to provide for the appointment, election, term of office, qualifications and compensation of the judge thereof, and to abolish the offices of all justices of the peace in said precinct.

H. 915. To provide for the payment and retirement of claims against the fine and forfeiture fund of Jefferson county.

H. 973. To provide for the further protection of fish, to prevent the taking, catching, having in possession, selling or offering for sale, fish of the fresh water species at any time between the first day of April and the 15th day of June, of each year, and to provide penalties for the violation of this act, in Escambia county, Alabama.

H. 1052. To authorize the county board of education, or other school governing body by whatever name called, in all counties having a population of not less than eighty thousand (80,000) nor more than eighty-two thousand (82,000) according to the last or any succeeding Federal census to pay pensions to aged and indigent teachers out of the school funds of said counties.

H. 1099. To provide for the payment of witnesses before the grand juries and State witnesses in all criminal cases, and of the sheriff of the county of Crenshaw and clerks of the circuit court and the county court in and for said county, in criminal cases where the State fails to convict, out of the general fund of Crenshaw county.

H. 1100. To regulate the fine and forfeiture fund of Crenshaw county, and provide for the registration and payment of claims against said fund.

H. 1201. To require the board of revenue of Jefferson county to pay over each month out of the general fund of said county to the secretary of the Birmingham Bar Association or to some person to be designated by the judges of the courts of record of Jefferson county the sum of one hundred fifty dollars for the maintenance of a public law library in the city of Birmingham, and to provide for the disposition of such money.

H. 1204. To require the county treasurer of Hale county, Alabama, to transfer on the 15th of March and 15th of September in each year, the balance above three hundred dollars from the fine and forfeiture fund to the credit of the general fund of said county of Hale.

H. 1224. For the relief of George S. Livingston, former judge of probate of Autauga county, Alabama, and the sureties on his official bond.

H. 1225. For the relief of Joe A. Chambliss, former sheriff of Autauga county, Alabama, and the sureties on his official bond.

H. 1226. For the relief of George C. Spigener, former treasurer of Autauga county, Alabama, and the sureties on his official bond.

H. 1227. For the relief of B. W. Gresham, former treasurer of Autauga county, Alabama, and the sureties on his official bond.

H. 1228. For the relief of Thomas W. Smith, former clerk of the circuit court of Autauga county, Alabama, and the sureties on his official bond.

H. 1229. For the relief of certain former county officials of Autauga county, and the sureties on their respective official bonds.

H. 1261. To abolish the office of clerk of the inferior court of Ensley for precinct No. 45 of Jefferson county, Alabama.

H. 1320. To further regulate the payment of fine and forfeiture fund script of Henry county, and to provide notice thereof.

W. F. Herbert,
Clerk.

SIGNING OF BILLS.

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the Secretary of the Senate, signed the following bills:

H. 511. To establish an inferior court in precinct 5, Talladega county, Alabama, in lieu of all justices of the peace in said precinct, and to define the jurisdiction and powers of said court and the judge thereof, to provide for the execution of process of said court, and the operation thereof, to provide for the appointment, election, term of office, qualifications and compensation of the judge thereof, and to abolish the offices of all justices of the peace in said precinct.

H. 915. To provide for the payment and retirement of claims against the fine and forfeiture fund of Jefferson county.

H. 973. To provide for the further protection of fish, to prevent the taking, catching, having in possession, selling or offering for sale, fish of the fresh water species at any time between the first day of April and the 15th day of June, of each year, and to provide penalties for the violation of this act, in Escambia county, Alabama.

H. 1052. To authorize the county board of education, or other school governing body by whatever name called, in all counties having a population of not less than eighty thousand (80,000) nor more than eighty-two thousand (82,000) according to the last or any succeeding Federal census to pay pensions to aged and indigent teachers out of the school funds of said counties.

H. 1099. To provide for the payment of witnesses before the grand juries and State witnesses in all criminal cases, and of the sheriff of the county of Crenshaw and clerks of the circuit court and the county court in and for said county, in criminal cases where the State fails to convict, out of the general fund of Crenshaw county.

H. 1100. To regulate the fine and forfeiture fund of Crenshaw county, and provide for the registration and payment of claims against said fund.

H. 1201. To require the board of revenue of Jefferson county to pay over each month out of the general fund of said county to the secretary of the Birmingham bar association or to some person to be designated by the judges of the courts of record of Jefferson county the sum of one hundred fifty dollars for the maintenance of a public law library in the city of Birmingham and to provide for the disposition of such money.

H. 1204. To require the county treasurer of Hale county, Alabama, to transfer on the 15th of March and 15th of September in each year, the balance above three hundred dollars from the fine and forfeiture fund to the credit of the general fund of said county of Hale.

H. 1224. For the relief of George S. Livingston, former judge of probate of Autauga county, Alabama, and the sureties on his official bond.

H. 1225. For the relief of Joe A. Chambliss, former sheriff of Autauga county, Alabama, and the sureties on his official bond.

H. 1226. For the relief of George C. Spigener, former treasurer of Autauga county, Alabama, and the sureties on his official bond.

H. 1227. For the relief of B. W. Gresham, former treasurer of Autauga county, Alabama, and the sureties on his official bond.

H. 1228. For the relief of Thomas W. Smith, former clerk of the circuit court of Autauga county, Alabama, and the sureties on his official bond.

H. 1229. For the relief of certain former county officials of Autauga county, and the sureties on their respective official bonds.

H. 1261. To abolish the office of clerk of the inferior court of Ensley for precinct No. 45 of Jefferson county, Alabama.

H. 1320. To further regulate the payment of fine and forfeiture fund script of Henry county, and to provide notice thereof.

REPORT FROM COMMITTEE ON ENROLLED BILLS.

Mr. President:

Your Standing Committee on Enrolled Bills beg leave to report that said committee, in session, have compared the following enrolled bills with the engrossed and original bills, respectively, and find same correctly enrolled, to wit:

S. 784. An act to ratify and confirm the payment of certain county warrants paid by W. E. Harrison, as treasurer of Shelby county, Alabama, and to discharge said W. E. Harrison and his sureties on his official bond from all liabilities on account of the payment of such warrants.

S. 763. An act to provide for the better building, maintenance and protection of the public roads and bridges of Limestone county; to provide funds, regulations and penalties to carry the provisions and purposes of this act into effect; to provide for the appointment of a county engineer and for the examination of applicants for such position.

S. 282. An act to authorize courts of county commissioners or boards of revenue in counties where there are no poor houses to make provision for paupers or other indigent persons in their said counties.

C. H. Miller,
Chairman.

SIGNING OF BILLS.

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the Secretary of the Senate, signed the following bills:

S. 784. An act to ratify and confirm the payment of certain county warrants paid by W. E. Harrison, as treasurer of Shelby county, Alabama, and to discharge said W. E. Harrison and his sureties on his official bond from all liabilities on account of the payment of such warrants.

S. 763. An act to provide for the better building, maintenance and protection of the public roads and bridges of Limestone county; to provide funds, regulations and penalties to carry the provisions and purposes of this act into effect; to provide for the appointment of a county engineer and for the examination of applicants for such position.

S. 282. An act to authorize courts of county commissioners or boards of revenue in counties where there are no poor houses to make provision for paupers or other indigent persons in their said counties.

RETURN AND RECOMMITMENT OF BILL.

Mr. Ellis, chairman of the Standing Committee on Constitution and Constitutional Revision and Amendments, returned to the Senate:

H. 300. To submit to the qualified electors of the State at the general election to be held on the first Tuesday after the first Monday in November, 1916, for their consideration, an amendment to the Constitution of Alabama, so as to provide that the State may lend its money and credit to individuals engaged in farming.

Without recommendation, and with a request that it be re-referred to the Standing Committee on Judiciary, which request was granted, and the President of the Senate re-referred said bill to the Standing Committee on Judiciary.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has received the accompanying message from the Governor proposing an amendment to:

H. 913. To fix the compensation or salaries to be paid the sheriff, the judge of probate, the tax collector, the tax assessor, the clerk of the circuit court, the clerk of the criminal court, and the register in chancery of Jefferson county, and to regulate the payment of the same; to provide for selection of clerical and other assistance to said officers, and the manner of fixing their compensation and paying the same, and to provide rules and regulations for the conduct and operation of such offices made necessary by changing the method and basis of compensation of such officers, and to prescribe when said act shall go into effect.

And the House has adopted and concurred in said amendment proposed by His Excellency, the Governor. Yeas, 64; nays, 4.

Which was a majority of the whole number elected to the House.

And sends same herewith to the Senate for its consideration.

W. F. Herbert,
Clerk.

MESSAGE FROM THE GOVERNOR TO THE HOUSE.

To the House of Representatives:

I herewith return to you H. 913 without my approval, and suggest an amendment thereto to meet my objection.

This is a local bill, but a majority of the representatives of both Houses from the county affected desire the amendment made, and if acceded to, the bill will have my approval.

The amendments are as follows:

Strike out section 1 of said bill the following words where they appear in said section, "the judge of probate shall receive an annual salary of \$5,000," and insert in lieu thereof the following: "The judge of probate shall receive an annual salary of \$6,000."

Chas. Henderson,
Governor.

HOUSE AND GOVERNOR'S MESSAGE.

On motion of Mr. Judge, the Senate concurred in and adopted the amendments proposed by His Excellency, the Governor, to H. 913, the title of which is set out in the foregoing message from the House, and the proposed amendments set out in the foregoing message from the Governor.

Yeas, 25; nays, 0.

Yeas:

Messrs.:	Ellis	Key	Price
Arrington	Elrod	Kline	Pride
Brown	Green	Lee	Thach
Bulger	Hall	Lewis	Wallace
Burns	Hartwell	Lusk	Weathers
Denson	Holmes	Milner	Winkler
Easterly	Judge		—25.

Nays, 0.

Which was a majority of the whole number elected to the Senate.

RECONSIDERATION AND PASSAGE OF BILL.

Mr. Holmes moved to reconsider the vote by which: H. 662. To amend section 7082 of the Code of Alabama of 1907.

Was lost on yesterday, which motion prevailed.

Yeas, 21; nays, 7.

Yeas:

Messrs.:	Denson	Hartwell	Milner
Arrington	Easterly	Holmes	Price
Bell	Ellis	Key	Thach
Brown	Elrod	Kline	Wallace
Bulger	Green	Lewis	Weathers
Burns	Hall		—21.

Nays:

Messrs.:	Hill	Lusk	Pride
Higgins	Lee	Miller	Winkler
			—7.

Mr. Lusk moved to postpone the consideration of the bill until the regular call on to-morrow.

Mr. Kline moved to lay the motion made by Mr. Lusk on the table, which prevailed, and said motion was laid upon the table.

Mr. Lusk then moved to indefinitely postpone the consideration of said bill.

Mr. Holmes moved to lay said motion on the table, which prevailed.

Yeas, 21; nays, 9.

Yeas:

Messrs.:	Denson	Jones	Price
Arrington	Easterly	Key	Pride
Bell	Green	Kline	Thach
Brown	Hall	Lewis	Wallace
Bulger	Hartwell	Milner	Weathers
Burns	Holmes		

—21.

Nays:

Messrs.:	Faulk	Lee	Miller
Cooper	Higgins	Lusk	Winkler
Ellis	Hill		

—9.

And said motion was laid upon the table.

Mr. Winkler then moved to re-commit said bill to the Standing Committee on Public Health.

Mr. Kline moved to lay said motion on the table, which prevailed, and said motion was laid upon the table.

And said bill was read a third time at length and passed.

Yeas, 20; nays, 8.

Yeas:

Messrs.:	Ellis	Key	McCain
Brown	Green	Kline	Price
Bulger	Hall	Lewis	Thach
Burns	Hartwell	Miller	Wallace
Denson	Holmes	Milner	Weathers
Easterly	Jones		

—20.

Nays:			
Messrs.:	Higgins	Lusk	Pride
Cooper	Hill	Miller	Winkler
Elrod			—8.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bill:

H. 389. To create a Department of Insurance for the State of Alabama; defining the duties and powers of such Department; providing for the necessary officers for such Department; defining their duties and powers; and vesting such officers with all the authority now exercised by any other officers pertaining to the insurance business in this State, thereby relieving such other officers of all duties and responsibilities relating or pertaining to the insurance business in the State of Alabama.

And ordered same sent to the Senate without engrossment.

W. F. Herbert,
Clerk.

HOUSE MESSAGES.

The House bill in the foregoing House message was read once and referred to appropriate standing committee, as follows:

H. 389. To the Committee on Banking and Insurance.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bill:

H. 1103. To appropriate the sum of \$3,300.00 paid to the Alabama Insane Hospital for swamp and overflowed lands, the titles to which were adjudged by the courts to be invalid.

And sends same herewith to the Senate without engrossment.

W. F. Herbert,
Clerk.

HOUSE MESSAGES.

The House bill in the foregoing House message was read once and referred to appropriate standing committee, as follows:

H. 1103. To the Committee on Finance and Taxation.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bill:

H. 1071. To amend sections 706 and 707 of the Code of Alabama of 1907.

And sends same herewith to the Senate without engrossment.

W. F. Herbert,
Clerk.

HOUSE MESSAGES.

The House bill in the foregoing House message was read once and referred to appropriate standing committee, as follows:

H. 1071. To the Committee on Public Health.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and adopted the following joint resolution:

By Mr. Rogers of Sumter:

H. J. R. 227. Resolved by the House and the Senate, that the following message be sent to Miss Julia Tutwiler, and that it be engraved on parchment and transmitted to her through the office of the Governor of the State.

To Miss Julia S. Tutwiler—Greetings:

In your afflictions you have our deepest sympathy. Our prayers are joined with the prayers of the thousands in this State to whom your life is a benediction. We beg our Heavenly Father that it may be spared for a long, long time, a continued blessing to our country.

A great teacher: You teach a love of learning, both for its beauties and the power it adds to give help to

others. By precept and example you inculcate tolerance—a tolerance that does not condemn or praise opinions for opinion's sake, but that recognizes and exalts that which is good and noble in whomsoever found. You have immolated self on the altar of Sacrifice, giving up the pleasures of home and of family to become a mother to the widow and the orphan. A friend to humanity, you champion the cause of the lowly, and have constantly and persistently worked for the relief of the poor, the unhappy and the oppressed.

And sends same herewith to the Senate.

W. F. Herbert,
Clerk.

HOUSE MESSAGE.

On motion of Mr. Hartwell, the Senate concurred in and adopted the foregoing resolution as set out in the above message from the House.

COMMUNICATION.

Mr. Holmes received a communication from Duetsch-Amerikanischer von Elberta and Umgegend, branch of the National German-American Alliance of North America.

Which was read at length and referred to the Standing Committee on Temperance.

CONSIDERATION OF CONFERENCE REPORT ON H. 851.

The Senate proceeded to consider the report of the Committee of Conference on the disagreement of the two Houses on the Senate amendments to H. 851, laid on the secretary's desk on yesterday.

Mr. Hartwell moved that the Senate concur in the report of said Conference Committee.

Mr. Hill offered the following as a substitute for the motion made by Mr. Hartwell, to wit:

Motion by Senator Hill.

That the Senate do not concur in the report of the Conference Committee raised for the consideration of the differences between the Senate and House on amendments by the Senate to H. 851, and a further conference is hereby requested of the House. And the conferees

on the part of the Senate are hereby instructed to insist that the following provisions be incorporated in their report, the same being amendments passed by the Senate to said H. 851:

Amend section 1 by inserting between subdivisions 93 and 94, subdivision 93½, as follows:

"93½. Each person, firm or corporation operating a railroad shall pay to the State a license tax equal to 75 cents per thousand on the assessed value of all the property for the preceding year in this State of such person, firm or corporation, including tangible and intangible. Such license tax shall be paid to the probate judge of any county where any such person, firm or corporation does business and the application for such license shall be accompanied by a statement made by the president or manager of the corporation or by the owner thereof, giving the name of the person, firm or corporation owning and operating such railroad, the principal place of business thereof, together with a statement under oath of the amount of the assessed value of such property of said person, firm or corporation for the preceding year. The books of every person, firm or corporation operating a railroad in this State shall be at all times open to the inspection of the State board of equalization. Any person failing to make such sworn statement or wilfully making a false statement of matters required under this section shall be guilty of a misdemeanor, and upon conviction therefor, shall be fined not exceeding \$500.00 and shall also forfeit to the State three times the amount of the license of said railroad; provided, that any corporation operating a railroad shall be allowed a credit on such license of any amount of corporation franchise tax paid by it for said year, as shown by certificate by judge of probate."

Amend section 1, subdivision 59, paragraph "B," of said subdivision 59, on line 4, of said paragraph, by striking out after the words "this State" down to and including the words "elsewhere," on line 7 of said paragraph, and insert in lieu thereof, "and any such insurance company paying a tax on its real or person property or shares may deduct the same from this tax."

Amend said paragraph further by striking out the words "four dollars," in line 3, from the bottom of page 9 of the bill, and insert in lieu thereof the words "eight dollars." Amend said paragraph further by striking out the word "four," where it appears in line 2, from the top of page 10, and insert in lieu thereof the word "eight."

Amend subdivision "E" of subdivision 72-A of section 1, by striking out all of said subdivision beginning with the words "when the time," and closing with the words, "by the provisions of this subdivision," and insert in lieu thereof the following: "Where any debt secured by a mortgage upon which the tax has already been paid is offered for record and it is desired to renew or extend the same, or any part thereof, no tax shall be charged or paid on such renewal or extension provided such instrument shall show on its face that the same is renewal or extension of the original debt."

Amend section 1, subdivision 102, by striking out the words "thirty-five," and insert in lieu thereof, "one hundred."

Pending the consideration of which—

RECESS.

At 1 o'clock P. M., on motion of Mr. Lusk, the Senate took a recess until 3 o'clock this afternoon.

AFTERNOON SESSION—FORTY-FOURTH DAY.

Friday, September 10, 1915.

The Senate re-assembled at 3 o'clock P. M.

ROLL CALL.

On a call of the roll 24 Senators answered to their names, a quorum of the Senate.

REPORTS OF COMMITTEES.

Mr. Milner, chairman of the Standing Committee on Revision of Laws, reported that said committee, in ses-

sion, had acted on the following bill and ordered same returned to the Senate with a favorable report, and it was read a second time and placed on the calendar, to wit:

By Mr. Gordon:

H. 1568. To repeal sections one (1) and two (2) of an act entitled an act "to regulate the issue of garnishments before justices of the peace in the county of Escambia," approved February 1st, 1895.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bill:

H. 1259. Providing that no manufacturing or other industrial plant or establishment, or any of its appurtenances, or the operation thereof, shall be or become a nuisance, private or public, by changed conditions in and about the locality thereof, after the same has been in operation for more than one year, when such plant or establishment or appurtenances or the operation thereof, was not a nuisance at the time the operation thereof begun, and prohibiting and annulling any municipal ordinance to a contrary effect.

And sends same herewith to the Senate without engrossment.

W. F. Herbert,
Clerk.

HOUSE MESSAGES.

The House bills in the foregoing House message were severally read once and referred to appropriate standing committees, as follows:

H. 1259. To the Committee on Judiciary.

BILL INDEFINITELY POSTPONED.

On motion of Mr. Pride, the consideration of:

H. 1147. To establish a board of revenue for Russell county; to provide for the election of the members of said board of revenue by districts, and to divide the county of Russell into revenue districts, and to fix the

term of the members of the board of revenue, and to fix their compensation and prescribe the method of filling vacancies on the board, and to prescribe the qualifications of the members of the board; and to abolish the court of county commissioners.

Was indefinitely postponed by the Senate.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bill:

H. 1647. To make an appropriation of three hundred twenty-four and 74/100 dollars out of the fine and forfeiture fund of Clarke county, Alabama, for the relief of C. A. Coats, ex-sheriff of said county.

With notice and proof thereto attached and herewith exhibited, as follows:

NOTICE.

Notice is hereby given that a bill will be introduced in the present session of the Legislature of Alabama, to appropriate to C. A. Coats, \$324.74 out of the fine and forfeiture fund of Clarke county, Alabama, for services performed by the said C. A. Coats as sheriff of Clarke county, Alabama, for said county, during the years 1911, 1912, 1913, 1914 and 1915. Said services performed for the grand jury, the circuit court and county court of said county.

C. A. Coats.

The State of Alabama, }
Clarke County. }

Personally appeared before me, Frank E. Poole, a notary public in and for said State and county, George Carlton, who being by me first duly sworn, deposes and says on oath that he is publisher and editor of The Clarke County Democrat, a weekly newspaper published at Grove Hill, Clarke county, Alabama, and that the above notice was published in said newspaper once a week for four consecutive weeks, ending on September 2nd, 1915.

(Signed.) George Carlton,
Editor and Publisher.

Subscribed and sworn to before me, this the 3rd day of September, 1915.

(Signed.) Frank E. Poole,
Notary Public, Clarke County, Alabama.

And sends same herewith to the Senate without engrossment.

W. F. Herbert,
Clerk.

HOUSE MESSAGES.

The House bills in the foregoing House message were severally read once and referred to appropriate standing committees, as follows:

H. 1647. To the Committee on Local Legislation.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has concurred in and adopted the amendment proposed by His Excellency, the Governor, to:

S. 76. To abolish the office of county treasurer and to require that the county funds be deposited in such incorporated national or State bank in the several counties, as the board of revenue or court of county commissioners may elect, and to provide for the custody of such funds, and to require all acts required of the treasurer to be performed by the president of the board of revenue or county commissioners.

Yeas, 71; nays, 0.

Which was a majority of the whole number elected to the House.

W. F. Herbert,
Clerk.

COMMUNICATION.

ALABAMA GIRLS TECHNICAL INSTITUTE
MONTEVALLO, ALABAMA
OFFICE OF PRESIDENT

September 9th, 1915.

Hon. Thomas E. Kilby,
Lieutenant-Governor,
Montgomery, Alabama.

Dear Sir: I am writing to extend an invitation to

the members of the Senate to visit the Alabama Girls Technical Institute.

I hope that this invitation will be accepted, and that we may have the pleasure of having the members of the Senate with us.

Cordially ours,
T. W. Palmer,
President.

MESSAGE FROM THE HOUSE.

Mr. President:

The Speaker of the House having signed the following House bills, your signature thereto is requested:

H. 1194. To divide Elmore county, Alabama, into four commissioners districts and to provide for the election of the commissioners from each of said districts.

H. 662. To amend section 7082 of the Code of Alabama of 1907.

H. 682. To fix the compensation of members of the boards of revenue in this State in counties which now have, or which may hereafter have a population of eighty-two thousand people and not exceeding two hundred thousand people, according to the last Federal census, or any such census which may hereafter be taken, and to provide for the payment of such compensation.

H. 913. To fix the compensation or salaries to be paid the sheriff, the judge of probate, the tax collector, the tax assessor, the clerk of the circuit court, the clerk of the criminal court, and the register in chancery of Jefferson county, and to regulate the payment of the same; to provide for selection of clerical and other assistance to said officers, and the manner of fixing their compensation and paying the same, and to provide rules and regulations for the conduct and operation of such offices made necessary by changing the method and basis of compensation of such officers, and to prescribe when said act shall go into effect.

H. 850. To provide for the assessment, valuation, and equalization of values of real and personal property for taxation, and for this purpose to create a State board of equalization, to prescribe the powers and du-

ties of said board; to create boards of equalization for each county, and to prescribe the powers and duties of said boards; to provide for the collection of taxes the sale of property for taxes, the redemption from such sales; to provide for the general revenues, abolish the State tax commission, and to transfer all its powers, authority and jurisdiction, and all proceedings pending for assessment and collection of taxes, and to repeal all laws in conflict with this act.

W. F. Herbert,
Clerk.

SIGNING OF BILLS.

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the secretary of the Senate, signed the following bills:

H. 1194. To divide Elmore county, Alabama, into four commissioners districts and to provide for the election of the commissioners from each of said districts.

H. 662. To amend section 7082 of the Code of Alabama of 1907.

H. 682. To fix the compensation of members of the boards of revenue in this State in counties which now have or which may hereafter have a population of eighty-two thousand people and not exceeding two hundred thousand people, according to the last Federal census, or any such census which may hereafter be taken, and to provide for the payment of such compensation.

H. 913. To fix the compensation or salaries to be paid the sheriff, the judge of probate, the tax collector, the tax assessor, the clerk of the circuit court, the clerk of the criminal court, and the register in chancery of Jefferson county, and to regulate the payment of the same; to provide for selection of clerical and other assistance to said officers, and the manner of fixing their compensation and paying the same, and to provide rules and regulations for the conduct and operation of such offices made necessary by changing the method and basis of

compensation of such officers, and to prescribe when said act shall go into effect.

H. 850. To provide for the assessment, valuation and equalization of values of real and personal property for taxation, and for this purpose of create a State board of equalization; to prescribe the powers and duties of said board; to create a board of equalization for each county, and to prescribe the powers and duties of said boards; to provide for the collection of taxes, the sale of property for taxes, the redemption from such sales, to further provide for the general revenues, abolish the State tax commission, and to transfer all its powers, authority and jurisdiction, and all proceedings pending for assessment and collection of taxes, and repeal all laws in conflict with this act.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has passed the following Senate bill:

By Mr. Bonner:

S. 857. To further suppress the evils of intemperance; to restrict the consumption, receipt, possession and delivery of spirituous, vinous, malted, fermented, or other intoxicating or prohibited liquors and beverages, prescribing procedure in defined cases, and fixing punishment and penalties.

And returns same herewith to the Senate.

W. F. Herbert,
Clerk.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has concurred in the conference report on the disagreement of the two Houses to the Senate amendments to:

H. 851. To prescribe and fix the license or privilege tax to be paid by every person, firm, company, corporation or association engaged in any business, vocation, occupation, calling or profession in this State, or who shall in this State exercise any privileges for which a license or privilege tax is or may be charged; to provide for and regulate the collection of such license or privilege tax; to fix the compensation to be paid for the col-

lection of such license or privilege tax; to provide for the distribution, application and safe-keeping of the funds arising from the collection of such license or privilege tax; to fix a penalty for doing business without a license, and to provide for the enforcement thereof; and to further provide for the general revenues.

W. F. Herbert,
Clerk.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bill:

By Mr. Lee:

H. 939. To appropriate the sum of three hundred and twelve and a half dollars (\$312.50) out of the fund of the department of agriculture provided by section 52 of the Code, to pay Annie Catherine Fike for her services as stenographer in the department of agriculture from March 15th to July 31st, 1915.

With notice and proof thereto attached and herewith exhibited, as follows:

"EXHIBIT A."

NOTICE.

On the re-convening of the Legislature, July 13th, 1915, there will be introduced a bill, the substance of which will be for the relief of Annie Catherine Fike, stenographer in the Markets Bureau, Agricultural and Industries Department, of the State of Alabama.

State of Alabama, }
Montgomery County. }

Before me, the undersigned Notary Public, personally appeared J. B. Stern, who being by me first duly sworn deposes on oath and says that he is the manager and publisher of the Montgomery Times, a newspaper published at Montgomery, in said County and State, which said newspaper is one of general circulation therein, that the notice hereto attached marked, "Exhibit A," was published in said Montgomery Times

once a week for four consecutive weeks, namely, June 3rd, June 10th, June 17th and June 24th, 1915.

J. B. Stern,
Manager and Publisher.

Sworn to and prescribed before me the 8th day of July, 1915.

Lewis W. Haigler,
Notary Public.

And sends same herewith to the Senate without engrossment.

W. F. Herbert,
Clerk.

HOUSE MESSAGES.

The House bill in the foregoing House message was read once and referred to appropriate standing committee, as follows:

H. 939. To the Committee on Finance and Taxation.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bill:

H. 1051. To make an appropriation for the relief of G. T. McWhorter.

With notice and proof thereto attached and herewith exhibited, as follows:

NOTICE.

Notice is hereby given that when the Legislature of Alabama re-convenes in July, 1915, a bill will be introduced for passage substantially as follows:

A Bill to be Entitled AN ACT

To make an appropriation for the relief of George T. McWhorter.

1. Be it enacted by the Legislature of Alabama, that there is hereby appropriated out of the State treas-

ury the sum of sixty-three and 96-100 dollars (\$63.96), to reimburse George T. McWhorter of Colbert county, Alabama, for traveling expenses incurred by him as chairman of the Alabama Epileptic Colony Commission.

2. Be it further enacted that the State auditor be and is hereby required to draw his warrant in favor of the said George T. McWhorter for the said sum incurred by him in the interest of the Alabama Epileptic Colony.

The State of Alabama, }
Colbert County. }

Before me, A. H. Carmichael, a notary public in and for said county and State, personally appeared Walter F. Miller, who, being by me duly sworn, deposes and says:

That he is the editor and publisher of the Colbert County Reporter, which is a weekly newspaper published at Tuscumbia, Colbert county, Alabama, and that the above is a true and correct copy of a notice which was published in said newspaper once a week for four consecutive weeks and that said notice appeared in the following editions of said paper: June 3rd, June 10, June 17, June 24, 1915.

Walter F. Miller.

Sworn to and subscribed before me, this 13th day of July, 1915.

A. H. Carmichael,
Notary Public.

And sends same herewith to the Senate without engrossment.

W. F. Herbert,
Clerk.

HOUSE MESSAGE.

The House bill in the foregoing House message was read once and referred to appropriate standing committee, as follows:

H. 1051. To the Committee on Finance and Taxation.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bill:

By Mr. Lee:

H. 940. To appropriate the sum of three hundred dollars out of the fund of the department of agriculture, provided by section 52 of the Code, to pay Emmet A. Jones for work as a clerk in the department of agriculture.

With notice and proof thereto attached and herewith exhibited, as follows:

"EXHIBIT A."

NOTICE.

On the reconvening of the Legislature, July 13th, 1915, there will be introduced a bill, the substance of which will be to appropriate Four Hundred Dollars for the relief of Emmet A. Jones, Chief of the Market Bureau, Agricultural and Industries Department of the State of Alabama.

June 3-10-17-24

State of Alabama, }
Montgomery County. }

Before me, the undersigned Notary Public, personally appeared J. B. Stern, who, being by me first duly sworn deposes and on oath says that he is the manager and publisher of the Montgomery Times, a newspaper published at Montgomery, in said County and State, which said newspaper is one of general circulation therein, that the notice hereto attached marked, "Exhibit A," was published in said Montgomery Times once a week for four consecutive weeks, namely, June 3rd, June 10th, June 17th and June 24th, 1915.

J. B. Stern,
Manager and Publisher.

Sworn to and prescribed before me the 8th day of July, 1915.

Lewis W. Haigler,
Notary Public.

And sends same herewith to the Senate without engrossment.

W. F. Herbert,
Clerk.

HOUSE MESSAGES.

The House bill in the foregoing House message was read once and referred to appropriate standing committee, as follows:

H. 940. To the Committee on Finance and Taxation.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bills:

H. 1454. To authorize and empower the courts of county commissioners or bodies of like jurisdiction to increase the salaries of circuit judges in counties having more than fifty thousand population, and to pay such increase out of the county treasury.

Also,

H. 724. To amend section 7327 of the Code of Alabama, 1907.

Also,

H. 1658. To create the office of official reporters for circuits composed of one county and two judges; to provide for their appointment; to prescribe their duties and qualifications; to fix their compensation and provide for the payment of same; and provide for special reporters in certain cases; and to abolish the office of official reporter for courts of record in such circuits.

And sends same herewith to the Senate without engrossment.

W. F. Herbert,
Clerk.

HOUSE MESSAGES.

The House bills in the foregoing House message were severally read once and referred to appropriate standing committees, as follows:

H. 724. To the Committee on Revision of Laws.

H. 1454. To the Committee on Judiciary.

H. 1658. To the Committee on Local Legislation.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bill:

H. 638. To amend an act entitled an act "to regulate the fees of the sheriffs for feeding prisoners in jail under charge or conviction of any indictable offense, and to provide the payment thereof," approved April 8, 1911.

And sends same herewith to the Senate without engrossment.

W. F. Herbert,
Clerk.

HOUSE MESSAGES.

The House bill in the foregoing House message was read once and referred to appropriate standing committee, as follows:

H. 638. To the Committee on Finance and Taxation.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has passed the following Senate bill:

S. 362. To authorize the court of county commissioners of Tallapoosa county to borrow money not exceeding twenty-five thousand dollars, and to pay interest thereon.

And returns same herewith to the Senate.

W. F. Herbert,
Clerk.

RESOLUTION.

Mr. Hill offered the following resolution:

S. R. 168. Be it resolved by the Senate, that at night sessions of the body the following order of business shall be had, viz.:

1. The districts shall be called for the passage of local bills.

2. After the districts have been called for the passage of local bills, then the districts shall be called for the passage of general bills, the call being taken up where left off at the morning session.

Which was, under a suspension of the rules, adopted.

UNFINISHED BUSINESS.

The Senate proceeded to consider the unfinished business of the morning session, which was the motion made by Mr. Hill as a substitute for Mr. Hartwell's motion.

The presiding officer declared Mr. Hill's substitute out of order, and the motion made by Mr. Hartwell that the Senate concur in and adopted the report of the Conference Committee on the disagreement of the two Houses on the Senate amendments to H. 851 prevailed, and the report of the Conference Committee was concurred in and adopted.

Yeas, 20; nays, 11.

Yeas:			
Messrs. ·	Denson	Judge	McCain
Bell	Easterly	Key	Price
Bonner	Ellis	Kline	Pride
Brown	Green	Lee	Thach
Bulger	Hartwell	Milner	Wallace
Burns			—20.

Nays:			
Messrs.:	Hall	Holmes	Miller
Cooper	Higgins	Lewis	Weathers
Elrod	Hill	Lusk	Winkler
			—11.

PAIR ANNOUNCED.

Mr. Jones announced that he and Mr. Faulk were paired on this vote; that if Mr. Faulk were present he would vote Nay, and that he, Mr. Jones, would vote Yea.

CONSIDERATION OF SPECIAL ORDERS.

The Senate proceeded to consider the special order:

S. 741. To require all persons, firms, and corporations, engaged in ~~mining or manufacturing of any kind~~ in this State, and ~~employing~~ as many as one hundred or more employees, and every public service corporation doing business in this State, to pay all of their em-

ployees semi-monthly, and to provide a penalty for the violation of this act.

The Committee on Jidiciary offered the following substitute for said bill, to wit:

A Bill to be Entitled
AN ACT

To require every individual, firm or corporation which operates, within this State, any public utility, to pay in cash or its equivalent, the agents, employees and servants of such public utility, as often as twice during each calendar month; and to provide penalty for the violation thereof.

Be it enacted by the Legislature of Alabama:

Section 1. Every individual, partnership or corporation which operates, within this State, any public utility is hereby required to make full payment in cash, or its equivalent to all agents, employees and servants, of such public utility, as often as twice during each calendar month; provided, that if at any time of payment any such agent, employee or servant shall be absent from his place of employment, or from the place for his payment, he shall be entitled to said payment at any time thereafter on demand. Such payment shall include all amounts due for services performed up to not more than seventeen days prior to the time of payment; provided, further, that nothing herein shall be construed as prohibiting more frequent payments than are herein prescribed.

Sec. 2. Any individual, or any firm or any member or officer or agent of any firm, or any corporation or any officer or director or agent of any corporation, who shall make or enter into or execute any contract, agreement, rule, order, regulation or practice contrary to the provisions of section 1 of this act shall be guilty of a misdemeanor, and on conviction thereof shall be fined not less than twenty-five dollars, nor more than two hundred dollars; and each day's violation against each agent, servant or employee shall constitute a separate offense.

Sec. 3. All laws and parts of laws in conflict herewith are hereby repealed.

Sec. 4. This act shall take effect on January 1, 1916.

Mr. Bulger moved that said bill and substitute be indefinitely postponed, which motion prevailed, and said bill and substitute were indefinitely postponed by the Senate.

Yeas, 16; nays, 15.

Yeas:

Messrs.:	Cooper	Holmes	Milner
Arrington	Ellis	Key	Pride
Bell	Elrod	Lee	Thach
Bulger	Green	Lewis	Winkler
Burns			—16.

Nays:

Messrs.:	Easterly	Hill	Lusk
Bonner	Hall	Jones	McCain
Brown	Hartwell	Judge	Wallace
Denson	Higgins	Kline	Weathers
			—15.

NOTICES.

Mr. Green gave to the Senate the following notice:

"Notice is hereby given that on the next legislative day I will move to take from the adverse calendar, H. 539, H. 540, H. 541.

D. F. Green."

Mr. Hartwell gave to the Senate the following notice:

"I hereby give notice that on the next legislative day I shall move to take from the adverse calendar H. 86, and recommit to the Committee on Finance and Taxation."

Hartwell."

MESSAGE FROM THE GOVERNOR.

The Senate received the following message from His Excellency, the Governor:

To the Senate and House of Representatives:

I desire to call your attention to the condition of our material interests and to the state of the public mind one year ago in reference to our custom and laws regulating the handling of our products.

The condition at that time was simply a repetition of what we have periodically, except that it was in a more aggravated form. Whenever there is a material decline in the staple product of the farms, there is a disruption in the whole commercial and industrial fabric of the State. In 1912 there was a heavy decline in the price of cotton. Meetings were held throughout the State, and suggestions advanced as to what could and should be done towards protecting the agricultural interests of the State as a whole. When an advance in the price of this product comes, the situation is relieved and agitation ceases. In the midst of prosperity, we forget our troubles of yesterday. At the commencement of the European war there was absolutely no market for our cotton, and although we had a magnificent crop, the largest within the history of the State, there was depression and uncertainty throughout the land. Suggestions were made and mass meetings were held to consider the different propositions advanced for relief. Large petitions were gotten up and great pressure was brought to bear upon the executive of the State to call the Legislature in extraordinary session to enact laws and adopt some plan that might give relief by facilitating commerce and protecting the interest of those who were dependent upon securing a fair price for their product to meet their obligations. As time passed and with a fifty per cent. advance in the price of the product, agitation again ceased, and it seems as if we have forgotten our past troubles so soon as we have temporary relief, regardless of its source. What relief have we had, except that which has come through self denial and the practice of the closest economy on the part of those who are producing cotton? It is true these virtues coupled with thrift and industry are never-failing, but who of you will take the position that we should rely solely upon the deprivations of all of the luxuries of life, that our wealth-producing class should be able to meet their obligations? A new season is upon us. The crop is a very short one. The price it is true is fifty per cent. greater than could be obtained when agitation was at its height one year ago. The price even now, owing to the shortness of the crop, is no greater in its net results

to the producer in return for his labor, than it was at the beginning of the season of 1914. It is urged by some that our banking system is now in condition to supply ample currency to tide us over any situation such as we have had in the past, should there be a recurrence in the future. We must remember that the man who borrows this money hypothecating his product, must pay interest upon the money obtained, and the expense of warehousing under our present custom, together with interest charges, presents a barrier to so many, that it is difficult to install any concert of action. One year ago the situation was handled fully as well as it could be today, with the banking and warehousing facilities as they are. We need something more than an ample currency. We need legislation that will bring about economies in the handling of this crop. We need laws by which money that is idle will seek investment in our crops during times of depression, so as to enable such producers who have the ability to withhold their own products from the market, may receive aid from those who have money to invest in buying and investing in the distress cotton thrown upon the market.

You have failed to grasp the responsibilities that are upon you in regard to this situation. You have passed a law making uniform warehouse receipts. This in no wise relieves the situation. It does not materially change the status of the warehouse receipt that was issued prior to this time. It simply gives uniformity with other States that any one who desires to buy the receipt and thereby gain possession of the property represented by that receipt may have full and ready knowledge of the laws of the State governing the storage of wares and products in Alabama. This alone is of little advantage in the complex situation pertaining to economic handling of our great staple. Many members of your body joined with those who were clamoring for legislation, a little less than twelve months ago. Is it possible that the self-denial practiced by your constituency, thereby enabling them to weather the storm, have caused you to so soon forget their desires and needs? We will have a recurrence of depression, pos-

sibly modified in its severity, but you can aid greatly the material interest and future prosperity of your people. You should not lay aside this important question for others of doubtful advantage and perhaps of little concern, to the people generally. In the early stages of your session bills were introduced looking to bringing about an improvement along the lines referred to, but it seems they have received but little attention from your bodies. Some of these measures were introduced at the first part of your session, some six or seven months since. Your bodies appointed committees to take up proposed legislation during your long recess, study them over and discuss the needs of the varied interests of the State, but not once has any reference been made to this most important question. The bills that have been introduced may not meet your views and according to your ideas may not be equal to the emergency, but it is your duty to consider them and whatever they lack in constructive ideas you should supply, and not ignore the question altogether. Have you made efforts to improve upon them, or is it that you do not feel any concern in the distant future? The great body of the people who are dependent upon tilling the soil for a livelihood have been looking to you to present and enact laws to meet future emergencies, and shall it be said that the Alabama lawmakers have not sufficient interest or initiative in the matter to give it serious consideration?

Chas. Henderson,
Governor.

On motion of Mr. Winkler, the secretary was directed to have 500 copies of said message printed for the use of the Senate.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and adopted the following joint resolution:

H. J. R. 228. Resolved by the House, the Senate concurring, that when the two Houses adjourn tonight, they meet against Tuesday, September 14th.

And sends same herewith to the Senate.

W. F. Herbert, Clerk.

HOUSE MESSAGE.

On motion of Mr. Green, the rules were suspended and H. J. R. 228, set out in the foregoing message from the House, was concurred in and adopted.

BILLS ON THIRDE READING.

The bill,

H. 319. To compel the attendance at school of children within certain ages in the State of Alabama; to fix exceptions to such provisions; to provide means for the enforcement of this act; to require reports from private or parochial schools; to make it unlawful for any parent, guardian, or other person occupying the place of parent, to violate the provisions hereof; to make it unlawful for any person, firm, corporation or association to employ any child in violation of the provisions of this act; and to fix punishments and penalties for the violations of this act.

Was taken up.

Mr. Lusk offered the following amendment to said bill, to wit:

Amend by striking out of the caption these words: "To make it unlawful for any person, firm or corporation or association to employ any child in violation of the provisions of this act."

And by striking out all of section 5.

And by striking out all of section 9.

Mr. Holmes moved to table the amendment offered by Mr. Lusk, which motion prevailed, and said amendment was laid upon the table.

Yeas, 21; nays, 7.

Yeas:

Messrs.:	Easterly	Judge	McCain
Arrington	Ellis	Key	Pride
Bell	Green	Kline	Wallace
Brown	Hall	Lee	Weathers
Burns	Hartwell	Lewis	Winkler
Denson	Holmes		

—21.

Nays:

Messrs.:	Cooper	Higgins	Lusk
Bonner	Elrod	Jones	Miller

—7.

Mr. Jones offered the following amendment to said bill, to wit:

Amend by striking out section 5 and substituting therefor the following:

Sec. 5. The chairman of the board of trustees of each school district, municipal or rural, shall ex officio be the attendance officer of such district.

Mr. Holmes moved to lay the amendment offered by Mr. Jones on the table, which prevailed, and said amendment was laid upon the table.

Yeas, 20; nays, 7.

Yeas:

Messrs.:	Ellis	Judge	McCain
Arrington	Green	Key	Pride
Brown	Higgins	Kline	Thach
Burns	Hill	Lee	Weathers
Denson	Holmes	Milner	Winkler
Easterly			—20.

Nays:

Messrs.:	Cooper	Hall	Lusk
Bonner	Elrod	Jones	Miller
			—7.

Said bill was then read a third time at length and passed.

Yeas, 23; nays, 5.

Yeas:

Messrs.:	Easterly	Judge	Milner
Arrington	Ellis	Key	McCain
Bell	Green	Kline	Pride
Brown	Hall	Lee	Thach
Burns	Higgins	Lewis	Weathers
Denson	Holmes	Miller	Winkler
			—23.

Nays:

Messrs.:	Cooper	Jones	Lusk
Bonner	Elrod		—5.

PAIR ANNOUNCED.

Mr. Hill announced that he and Mr. Wallace were paired on this vote; that if Mr. Wallace were present he would vote Yea, and he, Mr. Hill, would vote Nay.

RECESS.

At 6 o'clock P. M., on motion of Mr. Ellis, the Senate took a recess until 8 o'clock to-night.

NIGHT SESSION.

Friday, September 10, 1915.

The Senate re-assembled at 8 o'clock P. M.

ROLL CALL.

On a call of the roll 24 Senators answered to their names, a quorum of the Senate.

INTRODUCTION OF BILLS.

Upon a call of districts, bills were introduced, severally read one time, and referred to appropriate standing committees, as follows:

By Mr. Winkler:

S. 902. To provide for the payment of a salary to the State purchasing agent.

Committee on Revision of Laws.

By Mr. Green (by request):

S. 903. To require the issuance of certificate of qualification to practice medicine by the State Medical Board to any one holding diploma from the State medical college of this State.

Committee on Public Health.

By Mr. Hill:

S. 904. For the relief of the secretary of the Senate and the chief clerk in his office.

Committee on Finance and Taxation.

REPORTS OF COMMITTEES.

Mr. Thach, chairman of the Standing Committee on Military, reported that said committee, in session, had acted on the following bill and ordered same returned

to the Senate with a favorable report, and it was read a second time and placed on the calendar, to wit:

By Mr. Chamberlain:

H. 1429. To authorize and empower the courts of county commissioners of the various counties of the State to make appropriations for the operation, support, upkeep and maintenance of the naval militia of the State of Alabama.

BILLS ON THIRD READING.

The bill:

S. 779. To provide for the payment during each of the years 1915 and 1916, out of the general fund of the county by the respective boards of revenue or courts of county commissioners of the counties in which there is situated any city which may now have or which may hereafter have as much as 100,000 people according to the last Federal census or any such census which may hereafter be taken, to each such city the sum of sixty thousand dollars (\$50,000.00) of the moneys collected from taxation for general purposes on property situated in such city, for the maintenance by said city of its police force and the public highways and bridges within its limits.

Was taken up.

Mr. Judge offered the following amendment to said bill, to wit:

Amend S. 779 as follows: Strike out of section one thereof the words and figures, "fifty thousand dollars (\$50,000.00)," and insert in lieu thereof the words and figures, "sixty thousand dollars (\$60,000.00)."

Which was adopted.

Yeas, 22; nays, 0.

Yeas:

Messrs.:	Easterly	Hill	Miller
Arrington	Ellis	Judge	Price
Bell	Elrod	Key	Pride
Brown	Green	Kline	Thach
Bulger	Hall	Lee	Winkler
Cooper	Hartwell	Lusk	—22.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed, and ordered sent forthwith to the House without engrossment.

. Yeas, 19; nays, 0.

Yeas:

Messrs.:	Burns	Hartwell	Lusk
Arrington	Cooper	Hill	Miller
Bell	Easterly	Judge	McCain
Brown	Ellis	Key	Thach
Bulger	Elrod	Kline	Winkler

—19.

Nays, 0.

The bill,

H. 1434. To prevent any person from hauling logs or timber on a two-wheel vehicle over the improved highways of Mobile county, making the violation of such act a misdemeanor, and providing that the act take effect from and after its passage and approval by the Governor.

Was read a third time at length and passed.

Yeas, 23; nays, 1.

Yeas:

Messrs.:	Cooper	Hall	Miller
Arrington	Denson	Hartwell	McCain
Bell	Easterly	Judge	Price
Brown	Ellis	Key	Pride
Bulger	Elrod	Kline	Thach
Burns	Green	Lewis	Winkler

—23.

Nay: Mr. Lusk.—1.

The bill,

H. 879. To appropriate the sum of one hundred dollars (\$100.00) to Reuben A. J. Cumbee of Etowah county, Alabama, an ex-Confederate soldier, as a pension for the year 1913, and to direct the State auditor to draw his warrant therefor in favor of Reuben A. J. Cumbee, and to direct the State treasurer to pay the same.

Was read a third time at length and passed.

Yeas, 25; nays, 0.

Yeas:

Messrs.:	Denson	Hill	Miller
Arrington	Easterly	Judge	McCain
Bell	Ellis	Key	Price
Brown	Elrod	Kline	Pride
Bulger	Green	Lee	Thach
Burns	Hall	Lewis	Winkler
Cooper	Hartwell		—25.

Nays, 0.

The bill:

H. 383. To appropriate five hundred and twenty-six dollars and thirty-five cents (\$526.35) to pay rent due by the State for premises used by the State pasteur institute.

Was read a third time at length and passed.

Yeas, 25; nays, 0.

Yeas:

Messrs.:	Denson	Hill	Miller
Arrington	Easterly	Judge	McCain
Bell	Ellis	Key	Price
Brown	Elrod	Kline	Pride
Bulger	Green	Lee	Thach
Burns	Hall	Lewis	Winkler
Cooper	Hartwell		—25.

Nays, 0.

The bill:

H. 1392. To amend section 133 of the Code of Alabama of 1907.

Was taken up.

Mr. Judge offered the following amendment to said bill:

Amend by inserting immediately preceding the words "but this section shall not affect in any wise any local law heretofore enacted," the following words and figures: "Provided, the construction of no court house under the next preceding section hereof shall be required hereby to be begun prior to July 1, 1917."

Which was adopted.

Yeas, 20; nays, 0.

Yeas:

Messrs.:	Cooper	Green	Miller
Arrington	Denson	Hall	McCain
Bell	Easterly	Hartwell	Price
Brown	Ellis	Judge	Pride
Bulger	Elrod	Key	Winkler
Burns			—20.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 23; nays, 0.

Yeas:

Messrs.:	Cooper	Hall	Lewis
Arrington	Denson	Hartwell	Miller
Bell	Easterly	Hill	McCain
Brown	Ellis	Judge	Price
Bulger	Elrod	Key	Thach
Burns	Green	Kline	Winkler
			—23.

Nays, 0.

The bill:

H. 1566. To provide for and require all county officers of all counties in Alabama now having or which may hereafter have a population of as much as one hundred and fifty thousand people according to the last Federal census, or any such census which may hereafter be taken, to install, equip and maintain, in addition to their offices at the county sites of such counties, offices at each other place in such counties where a circuit court or court of like jurisdiction is now authorized by law to be held, or where such court may hereafter be authorized by law to be held, for the transaction of all business pertaining thereto, that may arise in or be connected with that part of such county within which the cases arising therein, may be tried in such circuit court or court of like jurisdiction at such place; to provide for the selection, qualification and compensation and fix the powers

and duties of the deputies of the respective officers of such counties to act for and assist such officers in the discharge of their duties in connection therewith, to fix the duties of the respective county officers of such counties with reference thereto; to provide equipment for such offices, including stationery, records, books, dockets, furniture, filing cases, and other equipment for such offices, similar to that kept in the respective offices of such counties at the county site; to prescribe the business of the respective offices and officers of such counties that shall be transacted at such places; to prescribe and regulate the instruments recorded thereat, and to otherwise provide for the installation, equipment and maintenance of such offices and officers at such places for the transaction of all business pertaining to such offices and officers that may arise within such territory of such counties.

Was taken up.

Mr. Judge offered the following amendment to said bill:

Amend H. 1566:

Add at end of section 4 the following words: "Provided, that the deputy or officer in charge of such office shall, at the close of each day, make out and mail to the office at the county site, an abstract of all papers filed during that day affecting the title to property, which abstract shall state the character of the instrument, the names of the person or persons mentioned therein, the description of the property affected thereby, the date thereof, and the consideration, and the probate judge shall keep a record of such abstracts at the county site."

Which was adopted.

Yeas, 20; nays, 0.

Yeas:

Messrs.:	Easterly	Hartwell	Miller
Arrington	Ellis	Judge	Price
Bell	Elrod	Key	Pride
Brown	Green	Kline	Thach
Bulger	Hall	Lusk	Winkler
Cooper			

—20.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 21; nays, 0.

Yeas:

Messrs.:	Cooper	Hall	Miller
Arrington	Denson	Hartwell	McCain
Bell	Easterly	Judge	Price
Brown	Ellis	Key	Pride
Bulger	Elrod	Lusk	Winkler
Burns	Green		

—21.

Nays, 0.

The bill:

H. 744. For the relief of Miss Mary McIntyre. And to appropriate and pay to her the sum of thirteen hundred dollars.

Was read a third time at length and passed.

Yeas, 25; nays, 0.

Yeas:

Messrs.:	Denson	Hill	Miller
Arrington	Easterly	Judge	McCain
Bonner	Ellis	Key	Price
Brown	Elrod	Kline	Pride
Bulger	Green	Lee	Thach
Burns	Hall	Lewis	Winkler
Cooper	Hartwell		

—25.

Nays, 0.

The bill:

H. 139. For the relief of Rose Huey, clerk and register of the city court of Bessemer, Jefferson county, Alabama.

Was taken up.

Mr. Judge offered the following amendment to said bill:

Amend by inserting at the beginning thereof the words, "A bill to be entitled."

Which was adopted.

Yeas, 26; nays, 0.

Yeas :

Messrs. :	Denson	Hill	Miller
Arrington	Easterly	Judge	McCain
Bell	Ellis	Key	Price
Brown	Elrod	Kline	Pride
Bulger	Green	Lee	Thach
Burns	Hall	Lewis	Winkler
Cooper	Hartwell	Lusk	—26.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 26 ; nays, 0.

Yeas :

Messrs. :	Denson	Higgins	Miller
Arrington	Easterly	Hill	McCain
Bonner	Ellis	Judge	Price
Brown	Elrod	Key	Pride
Bulger	Green	Kline	Thach
Burns	Hall	Lee	Winkler
Cooper	Hartwell	Lewis	—26.

Nays, 0.

The bill:

H. 985. For the relief of Allen & Bell, Frank S. White & Sons and Borden Burr, to ratify certain separate contracts made by the Governor of Alabama with said parties for services as special counsel in representing the State of Alabama, to ratify certain expenditures made in said cases for the benefit of the State of Alabama, and to authorize the payments of such amounts as remain due on such contracts.

Was taken up.

The Committee on Finance and Taxation offered the following amendment to said bill, to wit:

Amend H. 985 by adding at the end of said bill the following:

"Sec. Provided, however, that the Governor, the attorney general, the State auditor, the State treasurer and the director of the Department of Archives and

History shall be and constitute a commission whose duty it shall be to ascertain how much is due, and shall make an award in writing to the Governor as to the amount so due, and the said Governor shall in writing order the State auditor to draw his warrant upon the State treasurer for the amount ascertained to be due, and it shall be the duty of the State treasurer to pay said warrant out of any money in the treasury not otherwise appropriated."

Which was adopted.

Yeas, 24; nays, 0.

Yeas:

Messrs.:	Denson	Hartwell	Lewis
Arrington	Easterly	Hill	Miller
Bonner	Ellis	Judge	Price
Brown	Elrod	Key	Pride
Bulger	Green	Kline	Thach
Burns	Hall	Lee	Winkler
Cooper			

—24.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 24; nays, 0.

Yeas:

Messrs.:	Denson	Hartwell	Lee
Arrington	Easterly	Higgins	Lewis
Bonner	Ellis	Hill	Lusk
Brown	Elrod	Judge	Miller
Bulger	Green	Key	Thach
Burns	Hall	Kline	Winkler
Cooper			

—24.

Nays, 0.

The bill:

H. 1092. To make the clerk of the circuit court of Bibb county, Alabama, ex-officio clerk of the county court of said county, and to provide for a bond as such clerk.

Was taken up.

The Committee on Judiciary offered the following amendment to said bill:

Add to the bill these words: "Provided, this act shall not be operative after the first Monday after the second Tuesday in January, 1917."

Which was, upon motion of Mr. Cooper, laid upon the table.

And said bill was read a third time at length and passed.

Yeas, 19; nays, 1.

Yeas:

Messrs.:	Burns	Elrod	Judge
Arrington	Cooper	Green	Key
Bell	Denson	Hall	Kline
Brown	Easterly	Hartwell	Lee
Bulger	Ellis	Hill	Lewis

—19.

Nay: Mr. Lusk.—1.

The bill.

H. 1332. To authorize the court of county commissioners of Crenshaw county, Alabama, to pay the clerk of the circuit court of said county two dollars per day, as a preferred claim, out of the general fund of said county, during term time of said circuit court of said county, for the purpose of paying an assistant to record the minutes of said court and to assist him otherwise in the discharge of his duties as such clerk while said court is in session.

Was read a third time at length and passed.

Yeas, 22; nays, 1.

Yeas:

Messrs.:	Cooper	Hall	Lee
Arrington	Denson	Hartwell	Lewis
Bell	Easterly	Hill	Pride
Brown	Ellis	Judge	Thach
Bulger	Elrod	Key	Winkler
Burns	Green	Kline	

—22.

Nay: Mr. Lusk.—1.

The bill:

H. 1437. To appropriate the sum of \$1,496.57, to be paid to the Mercantile Paper Company, a corporation, in payment of debts due said corporation by the State of Alabama, for stationery and office supplies, contracted prior to January 1, 1915, by the following departments of State for the following amounts: Alabama National Guards, \$347.90; Attorney General, \$86.20; State Banking, \$47.00; Alabama Appellate Court, \$68.00; Education, \$150.00; Immigration, \$39.25; Land Agent, \$206.30; Examiner Public Accounts, \$35.50; State Board of Health, \$139.55; State Prison Inspector, \$2.10; Governor's office, \$218.85; State Tax Commission, \$155.92.

Was taken up.

The Committee on Finance and Taxation offered the following amendment to said bill, to wit:

Amend H. 1437 by adding at the end of said bill the following: "Or so much thereof as is ascertained by the commission hereinafter provided.

"Section 3. Provided, however, that the Governor, the attorney general, the State auditor, the State treasurer and the director of the department of archives and history shall be and constitute a commission whose duty it shall be to ascertain how much is due and shall make an award in writing to the Governor as to the amount so due, and the said Governor shall in writing order the State auditor to draw his warrant upon the State treasurer for the amount ascertained to be due, and it shall be the duty of the State treasurer to pay said warrant out of any money in the treasury not otherwise appropriated."

Which was adopted.

Yeas, 23; nays, 0.

Yeas:

Messrs.:	Cooper	Hall	Lee
Arrington	Denson	Hartwell	Lewis
Bell	Easterly	Hill	Miller
Brown	Ellis	Judge	Pride
Bulger	Elrod	Key	Thach
Burns	Green	Kline	Winkler

—23.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 21; nays, 0.

Yeas:

Messrs.:	Cooper	Hall	Lee
Arrington	Denson	Hartwell	Lewis
Bell	Easterly	Hill	Lusk
Brown	Ellis	Judge	Miller
Bulger	Elrod	Kline	Winkler
Burns	Green		

—21.

Nays, 0.

The bill:

H. 1180. To provide for the recovery of damages caused by rabid dogs.

Was read a third time at length and passed.

Yeas, 24; nays, 0.

Yeas:

Messrs.:	Denson	Hartwell	Lewis
Arrington	Easterly	Hill	Miller
Bonner	Ellis	Judge	Price
Brown	Elrod	Key	Pride
Bulger	Green	Kline	Thach
Burns	Hall	Lee	Winkler
Cooper			

—24.

Nays, 0.

The bill:

H. 1350. To authorize and direct the State treasurer to pay to the Alabama Machinery & Supply Company, four hundred thirty-three and 22/100 (\$433.22) dollars, for merchandise sold and delivered to the convict department of Alabama upon orders from the officers of said departments, and for the State capitol ordered by O. E. Courtney, superintendent, and for which it has not been paid.

The Committee on Finance and Taxation offered the following amendment to said bill:

Amend H. 1350 by adding at the end of said bill the following: "Or so much thereof as is ascertained by the commission hereinafter provided.

"Section Provided, however, that the Governor, the attorney general, the State auditor, the State treasurer and the director of the department of archives and history shall be and constitute a commission whose duty it shall be to ascertain how much is due and shall make an award in writing to the Governor as to the amount so due, and the said Governor shall in writing order the State auditor to draw his warrant upon the State treasurer for the amount ascertained to be due, and it shall be the duty of the State treasurer to pay said warrant out of any money in the treasury not otherwise appropriated."

Which was adopted.

Yeas, 23; nays, 0.

Yeas:

Messrs.:	Cooper	Hall	Lewis
Arrington	Denson	Hill	Miller
Bell	Easterly	Judge	Price
Brown	Ellis	Key	Pride
Bulger	Elrod	Kline	Thach
Burns	Green	Lee	Wallace

—23.

Nays, 0.

Was read a third time at length and passed, as amended.

Yeas, 24; nays, 0.

Yeas:

Messrs.:	Denson	Hartwell	Lewis
Arrington	Easterly	Hill	Miller
Bonner	Ellis	Judge	Price
Brown	Elrod	Key	Pride
Bulger	Green	Kline	Thach
Burns	Hall	Lee	Winkler
Cooper			

—24.

Nays, 0.

The bill:

S. 874. To further prescribe the authority and duties of the attorney general and of solicitors acting under his authority; and to provide for the employment of special assistants by the attorney general; to provide for the conduct of the office of attorney general, to make an appropriation therefor, and to prescribe the method of its expenditure.

Was read a third time at length and passed and ordered sent forthwith to the House without engrossment.

Yeas, 22; nays, 0.

Yeas:

Messrs.:	Denson	Judge	Milner	
Bell	Easterly	Key	McCain	
Brown	Ellis	Kline	Price	
Bulger	Green	Lee	Pride	
Burns	Hartwell	Lusk	Thach	
Cooper	Hill	Miller		—22.

Nays, 0.

The bill:

H. 1365. To appropriate the sum of five hundred thirty-eight and 25/100 dollars for the relief of the Montgomery Light & Water Power Company, for lights furnished to the capitol building up to February 1, 1915.

Was taken up.

The Committee on Finance and Taxation offered the following amendment to said bill, to wit:

Amend H. 1365 by adding at the end of said bill the following: "Or so much thereof as is ascertained by the commission hereinafter provided.

"Sec. 3. Provided, however, that the Governor, the attorney general, the State auditor, the State treasurer, and the director of the Department of Archives and History shall be and constitute a commission whose duty it shall be to ascertain how much is due and shall make an award in writing to the Governor as to the amount, so due and the said Governor shall in writing order the State auditor to draw his warrant upon

the State treasurer for the amount ascertained to be due, and it shall be the duty of the State treasurer to pay said warrant out of any money in the treasury not otherwise appropriated."

Was adopted.

Yeas, 24; nays, 0.

Yeas:

Messrs.:	Denson	Hartwell	Lee
Arrington	Easterly	Hill	Lewis
Bonner	Ellis	Jones	Miller
Brown	Elrod	Judge	Pride
Bulger	Green	Key	Thach
Burns	Hall	Kline	Winkler
Cooper			

—24.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 21; nays, 1.

Yeas:

Messrs.:	Easterly	Hill	Lusk
Arrington	Ellis	Judge	Miller
Bulger	Elrod	Kline	Price
Burns	Green	Lee	Thach
Cooper	Hall	Lewis	Winkler
Denson	Hartwell		

—21.

Nay: Mr. Pride.—1.

The bill:

H. 1279. To appropriate the sum of \$20.25 to be paid to the Loeb Hardware Company, of Montgomery, Alabama, as payment of the purchase price of a bill of goods bought from the said Loeb Hardware Company by the State of Alabama for the purpose of making repairs in the State capitol building, which said purchase price has never been paid.

Was taken up.

The Committee on Finance and Taxation offered the following amendment to said bill, to wit:

Amend H. 1279 by adding at the end of said bill the following: "Or so much thereof as is ascertained by the commission hereinafter provided.

"Sec. 2. Provided, however, that the Governor, the attorney general, the State auditor, the State treasurer, and the director of the Department of Archives and History shall be and constitute a commission whose duty it shall be to ascertain how much is due and shall make an award in writing to the Governor as to the amount, so due and the said Governor shall in writing order the State auditor to draw his warrant upon the State treasurer for the amount ascertained to be due, and it shall be the duty of the State treasurer to pay said warrant out of any money in the treasury not otherwise appropriated."

Which was adopted.

Yeas, 23; nays, 1.

Yeas:

Messrs.:	Cooper	Hall	Lee
Arrington	Denson	Hartwell	Lewis
Bonner	Easterly	Hill	Miller
Brown	Ellis	Judge	Price
Bulger	Elrod	Key	Thach
Burns	Green	Kline	Winkler

—23.

Nay: Mr. Pride.—1.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 22; nays, 1.

Yeas:

Messrs.:	Cooper	Hall	Lewis
Arrington	Denson	Hartwell	Miller
Bonner	Easterly	Judge	Price
Brown	Ellis	Key	Thach
Bulger	Elrod	Kline	Winkler
Burns	Green	Lee	

—22.

Nay: Mr. Pride.—1.

The bill:

H. 1578. To provide guards for the Mobile county jail and to fix their compensation; to repeal the act approved March 5th, 1903, entitled: "An act to provide guards for the Mobile county jail;" and to repeal the act approved November 23rd, 1907, entitled: "An act to provide for guards for the Mobile county jail."

Was read a third time at length and passed.

Yeas, 20; nays, 0.

Yeas:

Messrs.:	Elrod	Judge	Miller
Arrington	Green	Key	Price
Bulger	Hall	Kline	Pride
Burns	Hartwell	Lee	Thach
Cooper	Hill	Lewis	Winkler
Ellis			

—20.

Nays, 0.

RECOMMITMENT OF BILL.

On motion of Mr. Denson:

H. 43. To amend sections 838, 839, 840, 841, 842, 844, 845, 846, 847, 848, 849, 850, 851, 852, 853, 854, 855, 856, 857, 863, 868, 877, and 878 of the Code of Alabama, relating to "The Alabama Insane Hospitals."

Was taken from the regular calendar and recommitted to the Standing Committee on Finance and Taxation.

BILLS ON THIRD READING RESUMED.

The bill:

S. 824. To appropriate the sum of \$330.90 to reimburse certain members of the Governor's staff and to relieve certain members of the Governor's staff.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment.

Yeas, 12; nays, 6.

Yeas:

Messrs.:	Easterly	Kline	Price
Arrington	Hartwell	Lewis	Thach
Bulger	Hill	Milner	Winkler
Denson			

—12.

Nays:

Messrs.:	Cooper	Key	Miller	
Bell	Ellis	Lusk		—6.

The bill:

S. 837. To amend section 4023 of the Code of Alabama, 1907.

Was taken up.

The Committee on Revision of Laws offered the following amendment to said bill, to wit:

Amend the bill by striking out the words "all warrants of arrest," where they appear therein.

Which was adopted.

Yeas, 22; nays, 0.

Yeas:

Messrs.:	Easterly	Hill	Miller	
Arrington	Ellis	Judge	Price	
Bonner	Elrod	Key	Pride	
Bulger	Green	Kline	Thach	
Burns	Hall	Lee	Winkler	
Denson	Hartwell	Lewis		—22.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed and ordered sent forthwith to the House without engrossment.

Yeas, 24; nays, 0.

Yeas:

Messrs.:	Denson	Hartwell	Lewis	
Arrington	Easterly	Hill	Miller	
Bonner	Ellis	Judge	Price	
Brown	Elrod	Key	Pride	
Bulger	Green	Kline	Thach	
Burns	Hall	Lee	Winkler	
Cooper				—24.

Nays, 0.

The bill:

H. 1342. To appropriate the sum of \$76.62 to be paid to the Kennedy Company, of Montgomery, Alabama,

as payment of the purchase price of a bill of goods bought from the said The Kennedy Company by the State of Alabama for the purpose of making repairs in the State capitol building, which said purchase price has never been paid.

Was taken up.

Mr. Hill offered the following amendment to said bill, to wit:

Amend H. 1342 by adding at the end of said bill the following:

"Sec. 2. Provided, however, that the Governor, the attorney general, the State auditor, the State treasurer, and the director of the Department of Archives and History shall be and constitute a commission whose duty it shall be to ascertain how much is due and shall make an award in writing to the Governor as to the amount, so due and the said Governor shall in writing order the State auditor to draw his warrant upon the State treasurer for the amount ascertained to be due, and it shall be the duty of the State treasurer to pay said warrant out of any money in the treasury not otherwise appropriated."

Which was adopted.

Yeas, 24; nays, 0.

Yeas:

Messrs.:	Denson	Hartwell	Lewis
Arrington	Easterly	Hill	Miller
Bonner	Ellis	Judge	Price
Brown	Elrod	Key	Pride
Bulger	Green	Kline	Thach
Burns	Hall	Lee	Winkler
Cooper			

—24.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 24; nays, 0.

Yeas:

Messrs.:	Bonner	Bulger	Cooper
Arrington	Brown	Burns	Denson

Easterly	Hartwell	Kline	Price
Ellis	Hill	Lee	Pride
Elrod	Judge	Lewis	Thach
Green	Key	Miller	Winkler
Hall			—24.

Nays, 0.

The bill:

S. 669. To exempt from taxation in this State money lent, solvent credits and credits of value, other than such are are secured by mortgage, deed of trust or a contract of conditional sale, upon which a privilege tax is required to be paid and to provide that no taxes shall be hereafter collectable on money lent, solvent credits, and credits of value, other than such as are secured by mortgage, deed of trust or a contract of conditional sale, upon which a privilege tax is required to be paid, and this act shall apply to all assessments heretofore made where such taxes have not been paid.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment.

Yeas, 13; nays, 8.

Yeas:

Messrs.:	Easterly	Key	Milner
Arrington	Green	Kline	Price
Bell	Hartwell	Miller	Pride
Bulger	Judge		—13.

Nays:

Messrs.:	Denson	Hill	Lusk
Burns	Ellis	Lewis	Winkler
Cooper			—8.

The bill:

H. 1449. To provide for the establishment, discontinuance, construction, use, working and maintenance of the public roads, bridges and ferries of the several counties of this State; to define the duties and powers of the boards of revenue, courts of county commissioners, or

other governing bodies of each of the several counties with regard to same; and to fix penalties for the violation of the rules, regulations and laws of the boards of revenue, courts of county commissioners or other like governing bodies of the several counties.

The Committee on Public Roads and Highways offered the following amendment to said bill:

Amendment to H. 1449 by Senate Committee on Public Roads and Highways:

Amend section 7 of the bill by adding thereto the following: "Subject to removal or change by the court of county commissioners, board of revenue or other governing body of the county."

Amend section 11 of the bill by inserting after the word "circulation," in line 10, and before the words "for thirty days," the following words, "once a week."

Amend section 12 of the bill by adding thereto the following: "Provided, however, that no person subject to road duty under this act shall be liable to work for more than ten days in any one year."

Which was adopted.

Yeas, 22; nays, 1.

Yeas:

Messrs.:	Denson	Hartwell	Lee
Bell	Easterly	Higgins	Lewis
Brown	Ellis	Hill	Miller
Bulger	Elrod	Judge	Pride
Burns	Green	Key	Thach
Cooper	Hall	Kline	

—22.

Nay: Mr. Lusk.—1.

Mr. Bulger offered the following amendment to said bill:

Amendment to H. 1449, by Mr. Bulger.

Amend the bill by adding to section 5 thereof, the following: "Provided that when an appeal is taken from any assessment in a condemnation proceeding brought by a county, such appeal shall not deprive the county obtaining the judgment of condemnation of a right of entry for any and all purposes named in the condem-

nation proceeding; provided, the amount of damages assessed shall have been paid into court in money, and a bond shall have been given in not less than double the amount of damages assessed with good and sufficient sureties, to be approved by the clerk of the court to which the appeal is taken conditioned to pay such damages as the owner of the property may sustain."

Which was adopted.

Yeas, 24; nays, 0.

Yeas:

Messrs.:	Easterly	Judge	Miller
Arrington	Ellis	Key	Milner
Bell	Green	Kline	McCain
Bulger	Hartwell	Lee	Pride
Burns	Higgins	Lewis	Thach
Cooper	Hill	Lusk	Winkler
Denson			—24.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 21; nays, 1.

Yeas:

Messrs.:	Denson	Hill	Miller
Arrington	Easterly	Judge	Milner
Bell	Ellis	Key	Price
Bulger	Green	Kline	Pride
Burns	Hartwell	Lewis	Winkler
Cooper	Higgins		—21.

Nay: Mr. Lusk.—1.

The bill:

S. 812. To amend section 1761 of the 1907 Code of Alabama as amended by an act approved April 14, 1911, to read as follows:

Was taken up.

Mr. Green offered the following amendment to said bill:

Amend the bill by striking out the following words, "Moundville and," where they occur therein.

Mr. Lusk moved to indefinitely postpone said bill and amendment.

Mr. Arrington moved to lay the motion made by Mr. Lusk on the table, which prevailed, and said motion was laid upon the table.

Yeas, 11; nays, 10.

Yeas:

Messrs.:	Brown	Green	McCain	
Arrington	Burns	Kline	Price	
Bell	Easterly	Lee	Thach	—11.

Nays:

Messrs.:	Hartwell	Key	Pride	
Cooper	Hill	Miller	Winkler	
Denson	Judge	Milner		—10.

Mr. Thach then moved to lay the amendment offered by Mr. Green upon the table, which motion prevailed, and said amendment offered by Mr. Green was laid upon the table.

Yeas, 15; nays, 8.

Yeas:

Messrs.:	Burns	Judge	McCain	
Arrington	Denson	Kline	Price	
Bell	Easterly	Lee	Thach	
Brown	Hartwell	Lewis	Winkler	—15.

Nays:

Messrs.:	Hill	Lusk	Milner	
Cooper	Key	Miller	Pride	
Green				—8.

Mr. Miller then offered the following amendment to said bill, to wit:

Amend the bill by striking out the words "\$30,000," where they appear in said bill, and insert in lieu thereof "\$25,000;" and strike out the words "ten thousand," where they appear, and insert in lieu thereof the words

"five thousand," where it appears to Moundville, and insert in lieu thereof the words "three thousand."

Mr. Kline moved to lay the amendment offered by Mr. Miller upon the table, which motion prevailed, and the amendment offered by Mr. Miller was laid upon the table.

Yeas, 14; nays, 8.

Yeas:

Messrs.:	Denson	Kline	Price	
Arrington	Easterly	Lee	Thach	
Bell	Hartwell	Lewis	Winkler	
Burns	Judge	McCain		—14.

Nays:

Messrs.:	Hill	Lusk	Milner	
Cooper	Key	Miller	Pride	
Green				—8.

And said bill was then read a third time at length and passed.

Yeas, 14; nays, 8.

Yeas:

Messrs.:	Burns	Judge	McCain	
Arrington	Easterly	Kline	Price	
Bell	Hall	Lee	Thach	
Brown	Hartwell	Lewis		—14.

Nays:

Messrs.:	Key	Miller	Pride	
Cooper	Lusk	Milner	Winkler	
Denson				—8.

RETURN AND RECOMMITMENT OF BILL.

Mr. Thach, chairman of the Standing Committee on Military, returned to the Senate:

H. 475. For the relief of T. R. Folmar, captain of Company "I," 2nd Regiment, Alabama National Guard, for hospital expenses incurred while on duty with the Alabama National Guard at Montgomery.

With a recommendation that the same be recommitted to the Standing Committee on Finance and Taxa-

tion, and the President of the Senate, in pursuance of said recommendation, re-referred said bill to the Standing Committee on Finance and Taxation.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has passed the following Senate bills:

By Mr. Pride:

S. 796. To create a court to be known and called the inferior criminal court of Madison county; to provide that the judge of the inferior court of Huntsville shall be ex-officio the judge of said court, and the clerk of the circuit court of Madison county, the ex-officio clerk of said court; that the solicitor of said county, if there be one, or the circuit solicitor or his deputy, shall represent the State in said court; that causes be appealed from said court to the Supreme or Appellate Court. Providing that the compensation of judge, clerk and solicitor for the performance of their duties under this act and to regulate the practice and procedure in and jurisdiction of said court, providing that all indictments for misdemeanors found in the circuit, except for violations of liquor laws, shall be transferred to this court.

Also,

By Mr. Kline:

S. 827. To authorize the court of county commissioners of Calhoun county to appropriate funds for aiding farm demonstration, animal industry, domestic science and all other work for improving farm life, and organizing farm club life.

Also,

By Mr. Thach:

S. 851. To appropriate the sum of \$1,073.75 from the appropriation to the general educational fund for Limestone county, for scholastic year beginning October 1st, 1915, for the reimbursement of W. H. McClellan, former superintendent of education for Limestone county.

Also,

By Mr. Hall:

S. 839. Regulating the fine and forfeitures of Houston county, Alabama, prescribing what claims shall be

filed against the fine and forfeiture fund of the said county, and prescribing the order of priority in which the same shall be paid.

Also,

By Mr. Lee:

S. 598. To amend section 1355 of the Code of Alabama of 1907.

Also,

By Mr. Hill:

S. 426. To pay Teague & Sons the sum of \$643.85, said sum being owed by the State to Teague & Sons.

And returns same herewith to the Senate.

W. F. Herbert,
Clerk.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bills:

By Mr. Carmichael:

H. 1509. To require all libraries, other than private libraries in this State, to make annual and other reports to the department of archives and history.

Also,

By Mr. Carmichael:

H. 1514. To authorize and direct the secretary of State to deliver certain State publications to the department of archives and history.

Also,

By Mr. Carmichael:

H. 1512. To provide for the preservation of the aboriginal and other antiquities, mounds, earthworks, ancient forts and graves in the State of Alabama.

Also,

By Mr. Carmichael:

H. 1511. To provide for the preservation of all newspapers and periodicals published in the State of Alabama and to make an appropriation to pay therefor.

Also,

By Mr. Carmichael:

H. 1550. To supply the department of archives and history with sets of official publications for exchange purposes.

Also,

By Mr. John:

H. 1554. To provide for the holding of teachers' institutes in this State, to authorize the employment of institute conductors and to make necessary appropriations for the same.

Also,

By Mr. Stough:

H. 1282. To provide for the advertisement of the proposed sale of State bonds, for the sale of such bonds to the highest bidder, and for the opening of bids; and to make an appropriation for the purposes of this act.

Also,

By Mr. Vaughan:

H. 1209. To appropriate the sum of one hundred and seventy-one dollars to the Brown Printing Company for printing furnished the Immigration Commissioner and Land Agent.

Also,

By Mr. Hubbard:

H. 1212. To confer upon the trustees, created by an act of 1911, approved April 18, 1911, for the government, regulation and control of the several white normal schools of the State of Alabama, the following additional powers: To acquire and hold the title to real and personal property for the benefit of the several normal schools each respectively; to exercise the right of eminent domain for the benefit of each such normal school respectively; to sell and convey the property held by the trustees for each such normal school respectively, or by the several normal schools themselves respectively; to borrow money for the benefit of each such school respectively, and pledge as security therefor property held by the trustees for the benefit of such school for which said money was borrowed or held by such school itself.

Also,

By Mr. Stough:

H. 1281. To appropriate the sum of fifty-nine and 25/100 dollars to the Southern Typewriter Exchange, Montgomery, Alabama, to pay for work and labor and repairs done on typewriters belonging to the State of Alabama.

Also,

By Mr. Kelly:

H. 60. To prevent the spread of cholera, or any contagious or infectious disease among live stock in the State of Alabama, and to provide a penalty for the violation of this act.

Also,

By Mr. Blackwell:

H. 116. To amend section 1219 of the Code of Alabama.

Also,

By Mr. Stewart:

H. 643. To make an appropriation of six thousand one hundred thirty-four and 09/100 dollars to cover sundry past due accounts, chargeable to the capitol repair and refurnishing fund.

Also,

By Mr. Welch:

H. 907. To amend an act to regulate the business of buying or acquiring and disposing of junk, commonly known as the "junk business" or "junk dealers." Approved February 11th, 1911.

Also,

By Mr. Blackwell:

H. 1327. To appropriate the sum of nine hundred thirty and 46/100 dollars (\$930.46) to the Brown Printing Co., for printing and binding the biennial report of the railroad commission.

Also,

By Mr. Carnley:

H. 1583. To amend section 5838 of the Code of Alabama of 1907.

Also,

By Mr. Green:

H. 1619. To fix the compensation of certain stenographers now appointed or employed in the executive and judicial offices of the State.

Also,

By Mr. Pruett:

H. 1644. For the relief of Mrs. S. A. Strickland, the widow of a Confederate soldier, by placing her name upon the pension roll in class two of Confederate pensioners.

Also,

By Mr. Weakley:

H. 413. To prevent the fraudulent issue, sale, promotion, negotiation, or distribution of any stocks, bonds, notes or other securities in the State of Alabama, and to provide for the punishment of any violations of this act.

Also,

By Mr. Smith of Crenshaw (by request):

H. 968. To establish a dental college or department and a pharmaceutical college or department as branches or departments of the University of Alabama for instruction in dentistry and dental surgery and pharmacy, which dental and pharmaceutical colleges shall be located in the city of Birmingham, Alabama; and to require all appropriations heretofore and hereafter made for dental and pharmaceutical education to be expended in maintaining and conducting said dental and pharmaceutical colleges in said city of Birmingham.

And sends same herewith to the Senate without engrossment.

W. F. Herbert,
Clerk.

HOUSE MESSAGES.

The House bills in the foregoing House message were severally read once and referred to appropriate standing committees as follows:

H. 413. To the Committee on Banking and Insurance.

H. 907, 1619. To the Committee on Judiciary.

H. 116. To the Committee on Revision of Laws.

H. 1583. To the Committee on Public Roads and Highways.

H. 1212, 1509, 1512, 1514, 1544, 1550. To the Committee on Education.

H. 643, 968, 1209, 1281, 1282, 1327, 1511, 1644. To the Committee on Finance and Taxation.

H. 60. To the Committee on Agriculture.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bills:

By Mr. Scott:

H. 1653. To authorize and require the treasurer of Jefferson county to pay John G. Bradley the sum of eighty-seven and 32/100 (87.32) dollars to reimburse him for expenses paid by him for the publication of notice of an intention to apply to the Legislature for the passage of an act to provide for and regulate the drawing, summoning and empanelling of juries in capital cases in Jefferson county.

With notice and proof thereto attached and herewith exhibited as follows:

NOTICE.

John G. Bradley hereby gives notice of his intention to apply to the Legislature of Alabama for the passage of a law, the substance of which is stated in the following bill, to wit:

A BILL

To be entitled an act to authorize and require the treasurer of Jefferson county to pay John G. Bradley the sum of eighty-seven and 32/100 dollars to reimburse him for expenses paid by him for the publication of notice of an intention to apply to the Legislature for the passage of an act to provide for and regulate the drawing, summoning and empaneling of juries in capital cases in Jefferson county.

Section 1. Be it enacted by the Legislature of Alabama, that the treasurer of Jefferson county be and he is hereby authorized and required to pay to John G. Bradley the sum of eighty-seven and 32/100 dollars, which amount was heretofore paid by the said John G. Bradley to the Birmingham Ledger Co. for the publication of a notice of an intention to apply to the Legislature of Alabama for the passage of an act to provide for and regulate the drawing, summoning and

empanelling of juries in capital cases in Jefferson county, which act was thereafter passed and approved, and published in the 1907 Local Acts of Alabama at pages 238 to 242, both inclusive.

Aug. 13-20-27, Sept. 3.

State of Alabama, }
Jefferson County. }

Personally appeared before me, Louis Berkowitz, a notary public in and for said county, in said State, J. H. F. Mosley, who, being duly sworn, deposes and says that he is editor and manager of the Labor Advocate, a newspaper published in said county and State, that the notice hereto attached was published in said Labor Advocate on the following dates: August 13, 20, 27, September 3, 1915.

J. H. F. Mosley.

Sworn to and subscribed before me, this 4th day of September, 1915.

Louis Berkowitz,
Notary Public.

Also,

H. 1479. To change and define the boundary line of Jefferson county, Alabama, between said county and the county of Tuscaloosa.

With notice and proof thereto attached and herewith exhibited as follows:

State of Alabama, }
Jefferson County. }

Notice is hereby given that application will be made to the Legislature of Alabama at the adjourned session convening in July, 1915, to pass an act substantially as follows:

A bill to be entitled "An act to change and define the boundary line of Jefferson county, Alabama, between said county and the county of Tuscaloosa.

Be it enacted by the Legislature of Alabama:

Section 1. That the boundary line between Tuscaloosa county, Alabama, and the county of Jefferson be and the same is hereby changed, defined, fixed and

established as follows: Begin at the point of intersection of the center line of the Warrior river with the north boundary of section 23, township 18, south of range 8 west; thence east to the northeast corner of said section 23; thence south to the southeast corner of said section 23; thence east to the southeast corner of the S. W. $\frac{1}{4}$ of S. W. $\frac{1}{4}$ of section 19, township 18, south of range 7 west; thence south to the southwest corner of the S. E. $\frac{1}{4}$ of S. W. $\frac{1}{4}$ of section 30, in said township and range; thence east to the southeast corner of section 29 in said township and range; thence south to the southwest corner of section 33 in said township and range; thence east to the southeast corner of said section 33; thence south to the southwest corner of the N. W. $\frac{1}{4}$ of section 3, township 19, south of range 7 west; thence east to the southeast corner of the S. W. $\frac{1}{4}$ of N. E. $\frac{1}{4}$ of said section 3; thence south to the southwest corner of the S. E. $\frac{1}{4}$ of the S. E. $\frac{1}{4}$ of said section 3; thence east to the southeast corner of said section 3; thence south to the southwest corner of section 11, in said township and range; thence east to the southeast corner of said section 11; thence south to the southwest corner of section 24 in said township and range; thence east to the southeast corner of said section 24; thence south to the southwest corner of the N. W. $\frac{1}{4}$ of section 30, township 19, south of range 6 west; thence east to the southeast corner of the N. E. $\frac{1}{4}$ of said section 30; thence south to the southwest corner of the N. W. $\frac{1}{4}$ of section 32 in said township and range; thence east to the southeast corner of the N. E. $\frac{1}{4}$ of said section 32; thence south to the southwest corner of section 4, township 20, south of range 6 west; thence east to the southeast corner of said section 4; thence south to the southwest corner of section 10 in said township and range; thence east to the southeast corner of section 11 in said township and range; thence south to the southwest corner of section 13 in said township and range; thence east to the southeast corner of the S. W. $\frac{1}{4}$ of S. W. $\frac{1}{4}$ of section 17, township 20, south of range 5 west; thence south to the southwest corner of the N. E. $\frac{1}{4}$ of S. W. $\frac{1}{4}$ of section 20 in said township and range; thence east to the south-

east corner of the N. E. $\frac{1}{4}$ of S. E. $\frac{1}{4}$ of said section 20; thence south to the southeast corner of said section 20; thence east to the southeast corner of the S. W. $\frac{1}{4}$ of section 21 in said township and range; thence south to the southwest corner of the S. E. $\frac{1}{4}$ of section 33 in said township and range, which last named point is common to counties of Bibb, Tuscaloosa and Jefferson.

Sec. 2. That all territory and land north and east of said above described line, or on the opposite side thereof from the county of Tuscaloosa and within the boundaries of Jefferson county, be and are hereby made a part of the county of Jefferson.

Sec. 3. That all laws and parts of laws in conflict with the provisions of this act be and the same are hereby repealed.

July 2-9-16-23.

State of Alabama, }
Jefferson County. }

Personally appeared before me, N. C. Cornett, a notary public in and for said county and State, J. H. F. Mosley, who, being duly sworn, deposes and says that he is editor and manager of the Labor Advocate, a newspaper published in said county and State, that the notice hereto attached was published in said Labor Advocate on the following dates: July 2, 9, 16, 23, 1915.

J. H. F. Mosley.

Sworn to and subscribed before me, this 28th day of July, 1915.

N. C. Cornett,
Notary Public.

NOTICE.

State of Alabama, }
Tuscaloosa County. }

Notice is hereby given that application will be made to the Legislature of Alabama at the adjourned session convening in July, 1915, to pass an act substantially as follows:

A bill to be entitled "An act to change and define the boundary line of Jefferson county, Alabama, between said county and the county of Tuscaloosa. Be it enacted by the Legislature of Alabama:

Section 1. That the boundary line between Tuscaloosa county, Alabama, and the county of Jefferson be and the same is hereby changed, defined, fixed and established as follows: Begin at the point of intersection of the center line of the Warrior river with the north boundary of section 23, township 18 south of range 8 west; thence east to the northeast corner of said section 23; thence south to the southeast corner of said section 23; thence east to the southeast corner of the S. W. $\frac{1}{4}$ of S. W. $\frac{1}{4}$ of section 19, township 18 south of range 7 west; thence south to the southwest corner of the S. E. $\frac{1}{4}$ of the S. W. $\frac{1}{4}$ of section 30 in said township and range, thence east to the southeast corner of section 29 in said township and range; thence south to the southwest corner of section 33 in said township and range; thence east to the southeast corner of said section 33; thence south to the southwest corner of the N. W. $\frac{1}{4}$ of section 3, township 19 south of range 7 west; thence east to the southeast corner of the S. W. $\frac{1}{4}$ of N. E. $\frac{1}{4}$ of said section 3; thence south to the southwest corner of the S. E. $\frac{1}{4}$ of S. E. $\frac{1}{4}$ of said section 3, thence east to the southeast corner of said section 3; thence south to the southwest corner of section 11, in said township and range; thence east to the southeast corner of said section 11; thence south to the southwest corner of section 24 in said township and range; thence east to the southeast corner of said section 24; thence south to the southwest corner of the N. W. $\frac{1}{4}$ of section 30, township 19 south of range 6 west; thence east to the southeast corner of the N. E. $\frac{1}{4}$ of said section 30; thence south to the southwest corner of the N. W. $\frac{1}{4}$ of section 32 in said township and range; thence east to the southeast corner of the N. E. $\frac{1}{4}$ of said section 32; thence south to the southwest corner of section 4, township 20 south of range 6, west; thence east to the southeast corner of said section; thence south to the southwest corner of section 10 in said township and range; thence east to the southeast corner of section 11 in said township and range; thence south to the southwest corner of section 13

in said township and range; thence east to the southeast corner of the S. W. $\frac{1}{4}$ of S. W. $\frac{1}{4}$ of section 17, township 20 south of range 5 west; thence south to the southwest corner of the N. E. $\frac{1}{4}$ of S. W. $\frac{1}{4}$ of section 20 in said township and range; thence east to the southeast corner of the N. E. $\frac{1}{4}$ of S. E. $\frac{1}{4}$ of said section 20; thence south to the southeast corner of said section 20; thence east to the southeast corner of the S. W. $\frac{1}{4}$ of section 21 in said township and range; thence south to the southwest corner of the S. E. $\frac{1}{4}$ of section 33 in said township and range, which last named point is common to counties of Bibb, Tuscaloosa and Jefferson.

Sec. 2. That all territory and land north and east of said above described line, or on the opposite side thereof from the county of Tuscaloosa and within the boundaries of Jefferson county, be and are hereby made a part of the county of Jefferson.

Sec. 3. That all laws and parts of laws in conflict with the provisions of this act be and the same are hereby repealed.

6-30-4t.

State of Alabama, }
Tuscaloosa County. }

Before me, J. R. Bealle, a notary public in and for said county in said State, personally appeared Tom Bealle, who being by me first duly sworn deposes and says: That he is manager of the West Alabama Breeze, a newspaper published weekly at Northport, in Tuscaloosa county, Alabama, and that the proposed bill to be entitled "An act to change and define the boundary line of Jefferson county, Alabama, between said county and the county of Tuscaloosa," an exact copy of which is hereto attached, was published in the West Alabama Breeze once a week for four consecutive weeks, beginning in the issue of Wednesday, June 30, 1915, and ending in the issue of Wednesday, July 21, 1915.

Tom Bealle,
Manager of the West Alabama Breeze.

Sworn to and subscribed before me on this the 21st day of July, 1915.

(Seal)

J. R. Bealle,
Notary Public.

Also,

By Mr. Brown of Etowah:

H. 1195. To provide for the settlement and registration of land titles in Etowah county, Alabama, prescribe the courts where this may be done, the method of procedure therein, the effect of decrees and judgments relating thereto, the method of registration and transfer of lands after the registration of titles thereto, the appointment of examiners of title, their term of office, duties and compensation, the ascertainment of the amount of incumbrances on lands in such suits, the method of service of notice of such proceedings on all persons interested, and the effect of such service.

With notice and proof thereto attached and herewith exhibited as follows:

NOTICE.

Notice is hereby given that a bill will be introduced in the next session of the Legislature of Alabama to provide the settlement, registration, transfer and assurance of titles to lands in Etowah county, to prescribe the course of procedure therefor, and the court where such procedure shall be had and fix the cost thereof, and provide a fund for the compensation of persons who may be improperly deprived of their interest in proceedings to register land titles, to provide for the compensation and appointment of examiners of titles, the manner of transfer of titles to such lands, to provide for certificates of titles and their record, provide for the notation of incumbrances on the record of such certificates.

State of Alabama, }
Etowah County. }

Before me, H. B. Meyers, notary public, personally came Chas. E. Meeks, who, being by me first duly sworn, deposes and says that he is the publisher of the Times-News, a newspaper published in Gadsden, Etowah county, and that the notice hereto annexed was published in said newspaper once a week for four consecutive weeks, ending January 19th, 1915.

Chas. E. Meeks,

Sworn to and subscribed before me on this, the 20th day of January, 1915.

H. B. Myers,
Notary Public.

Also,
By Mr. Rogers of Sumter:

H. 1635. To authorize the commissioners court of Sumter county to issue a duplicate warrant on the county treasurer of said county, when an original warrant is lost or misplaced and cannot be found.

With notice and proof thereto attached and herewith exhibited as follows:

NOTICE OF BILL TO BE INTRODUCED IN THE LEGISLATURE.

Notice is hereby given that a bill will be introduced in the Legislature of Alabama to authorize the commissioners court of Sumter county to issue a duplicate warrant on the county treasurer of said county, when an original warrant is lost or misplaced and cannot be found, upon the party owning said duplicate warrant making affidavit that the same has been lost or misplaced, and entering into bond with sufficient sureties in double the amount of said warrant, to be approved by the probate judge conditioned to hold said county harmless from any loss or damage, caused by the issuance of said duplicate warrant.

State of Alabama, }
Sumter County. }

Before me, P. B. Jarman, judge of probate in and for said State and county, personally came W. H. Lawrence, who, being by me duly sworn, says that he is editor and publisher of "Our Southern Home," a weekly newspaper published in said county and that the attached notice with reference to special law to be introduced in the Legislature appeared in said paper in four issues thereof, viz.: August 11th, 18th, and 25th, and September 1st, 1915.

W. H. Lawrence.

Sworn to and subscribed before me this the 1st day of September, 1915.

P. B. Jarman,
Judge of Probate.

Also,

By Mr. Willingham :

H. 1636. For the better construction, repairing, working and maintaining of the public roads and bridges in Sumter county.

With notice and proof thereto attached and herewith exhibited as follows :

NOTICE OF BILL TO BE INTRODUCED IN THE LEGISLATURE.

Notice is hereby given that a bill will be introduced into the Legislature of Alabama to be entitled an act for the better construction, repairing, working and maintaining of public roads and bridges in Sumter county, Ala. That the substance of said bill shall be as follows :

That the commissioners court of said county shall have authority, and it shall be their duty to appoint one or more competent resident citizens of Sumter county as enumerators of road hands in said county, or in a specified number of precincts thereof—this shall be determined by them. Said bill will prescribe the duties of said enumerators, and provide that immediately after the first day of January in each year, they shall make a thorough and complete house to house canvass of said county, or such specified number of precincts thereof as he shall have been so appointed enumerator of, listing the names and ages of all male residents thereof over eighteen and under fifty-five years of age—and enter them upon a book to be kept for that purpose, and opposite to each name so enrolled the name or location of the house in or farm on which he resides, and the name and the number of the public road near his dwelling place, and the names so enrolled on said enumerator's book shall be written in a plain, legible hand, with ink, and upon completion of such book it shall be filed in the office of the judge of probate of said county.

The bill will further provide for the compensation of such enumerator to be fixed by said court of county commissioners, and will further provide that all male inhabitants of said county between the ages of eighteen and fifty-five, not exempt from road duty under the general laws of the State, shall be required to work upon the public roads of said county for ten days in each calendar year ten hours each day.

Said bill will provide that the court of county commissioners may accept a money compensation to be fixed by them not to exceed \$7.50 per capita, per annum, for those liable to road duty, in lieu of the labor required by the laws upon public roads, said money to go into the "road fund" of said county. The said court of county commissioners may make provisions that if said tax is not paid before the first day of March in each year, it shall be increased fifty cents per month until it reaches the sum of \$7.50, but said tax shall not exceed \$7.50 in any one year, provided that if the person becomes of age after the first day of March, or moves into the county after that date, he shall have the privilege of paying that amount which he would have had to pay on the first day of March, if he had been liable to road duty at that time.

That the court of county commissioners shall, if it so determines, employ the misdemeanants sentenced to hard labor in the county, for work on the public roads thereof, or let them be hired under any road contractor in the county, under such rules and regulations as it may adopt as to feeding, clothing, housing and medical attention and guarding, but no female convict shall be worked upon the public roads, but may be hired out to contractors for service for cooking, washing, sewing and such like employments in camps, stockades or prisons under the direction of the commissioners' court, but nothing in this act contained shall prevent the commissioners' court from hiring out any and all convicts sentenced to hard labor in the county, as now provided by general law.

The court of county commissioners shall also be authorized and empowered to hire convicts from the State or any other county, or from any incorporated town in Sumter county, if they see proper to do so. In the event the convicts of said county are hired out as now provided by law, the proceeds of the hire of said convicts shall be paid into the road fund of said county.

That said court of county commissioners shall have full power and authority to make and establish such rules and regulations not in conflict with this act as it may deem necessary for the proper establishing, working, maintaining and repairing of the public roads, bridges and culverts of said county, and for requiring all

persons charged with any duty, power or liability under this act a rigid performance thereof. Said commissioners court will be authorized by said bill to employ a purchasing agent for matters relating to roads, bridges and culverts, if they see proper, may fix his compensation and duties and may combine his duties with engineer or agent to collect road taxes if they see proper. Said bill will make it the duty of every person, firm or corporation employing hands to furnish the court of county commissioners with a list of all male hands in their employ, and will provide a penalty for failure to do so.

State of Alabama, }
Sumter County. }

Before me, P. B. Jarman, judge of probate, in and for said state and county, personally came W. H. Lawrence, who, being by me duly sworn, says that he is the editor and publisher of "Our Southern Home," a weekly newspaper published in said county and that the attached notice with reference to special law to be introduced in the Legislature appeared in said paper in four issues thereof, viz.: August 11th, 18th, and 25th, and September 1st, 1915.

W. H. Lawrence.

Sworn to and subscribed before me this the 1st day of September, 1915.

P. B. Jarman,
Judge of Probate.

Also,
By Mr. Willingham:

H. 1637. To repeal an act to require persons whose claims against Sumter county have been allowed by the commissioners court thereof against the general fund of said county, to draw their warrants therefor in six months, approved February 19th, 1883.

With notice and proof thereto attached and herewith exhibited as follows:

NOTICE OF BILL TO BE INTRODUCED IN THE LEGISLATURE.

Notice is hereby given that the following bill will be introduced in the Legislature of Alabama:

A bill to be entitled an act to repeal an act to require persons whose claims against Sumter county have been allowed by the commissioners court thereof against the general fund of said county, to draw their warrants in six months, approved February 19th, 1883.

Section 1. Be it enacted by the Legislature of Alabama, That an act entitled an act to require persons whose claims against Sumter county have been allowed by the commissioners court thereof, against the general fund of said county, to draw their warrants within six months, approved February 19, 1883, be and the same is hereby repealed.

State of Alabama, }
Sumter County. }

Before me, P. B. Jarman, judge of probate in and for said State and county, personally came W. H. Lawrence, who, being by me duly sworn, says that he is the editor and publisher of "Our Southern Home," a weekly newspaper published in said county and that the attached notice with reference to special law to be introduced in the Legislature appeared in said paper in four issues thereof, viz.: August 11th, 18th, and 25th, and September 1st, 1915.

W. H. Lawrence.

Sworn to and subscribed before me this the 1st day of September, 1915.

P. B. Jarman,
Judge of Probate.

Also,
By Mr. Willingham:

H. 1638. To authorize the court of county commissioners of Sumter to pay, out of the general fund of the county, for publishing notice as above provided by section 106 of the Constitution, of the proposed introduction in the Legislature of any local law, whenever the proposed law is for the common good of the county.

With notice and proof thereto attached and herewith exhibited as follows:

NOTICE OF BILL TO BE INTRODUCED IN THE LEGISLATURE.

Notice is hereby given that a bill will be introduced into the Legislature of Alabama to authorize the commissioners court of Sumter county to pay for the publication of local bills introduced into the Legislature of Alabama affecting said county, out of the general funds of said county. Such publication being made under the requirements of section 106 of the Constitution of Alabama.

The State of Alabama, }
Sumter County. }

Before me, W. W. Patton, a notary public in and for said State and county, personally came W. H. Lawrence, who being by me duly sworn, says on oath that he is the editor and publisher of the Our Southern Home, a weekly newspaper published in Sumter county, Alabama, and that the attached notice of bill to be introduced in the Legislature of Alabama has been published in said newspaper for four consecutive weeks, the dates of such publication being August 11th, 18th, 25th and 1st of September, 1915.

W. H. Lawrence.

Sworn to and subscribed before me this the 1st day of September, 1915.

W. W. Patton,
Notary Public.

Also,

By Mr. Kelly:

H. 410. To appropriate out of the general funds of the State not otherwise appropriated, the sum of fourteen hundred and fifty-five (\$1,455.00) dollars for the relief of the children of B. A. Forrester and J. S. Forrester, late partners under the firm name of B. A. Forrester & Brother, namely: Mrs. Theodosia Folkes, R. B. Forrester, S. S. Forrester, V. T. Forrester, O. A. Forrester, H. G. Forrester, Mrs. Cenie Pilcher, W. R. Forrester, F. C. Forrester, Sibbie Forrester, F. F. Forrester, Mrs. Ottie Hodges, K. L. Forrester, Mrs. Elvie Copeland and Mrs. Ethel Cherry.

With notice and proof thereto attached and herewith exhibited as follows:

NOTICE.

Notice is hereby given that an application will be made to the next Legislature of Alabama, which convenes in January, 1915, to pass the following law, to-wit:

A bill to be entitled an act to appropriate out of the general funds of the State not otherwise appropriated the sum of two thousand, one hundred thirty-eight and 85/100 dollars (\$2,138.85) for the relief of the children of B. A. Forrester, late partners under the firm name of B. A. Forrester & Brother, namely: Mrs. Theodosia Folkes, R. B. Forrester, S. S. Forrester, V. T. Forrester, O. A. Forrester, H. G. Forrester, Mrs. Cenie Pilcher, W. R. Forrester, F. C. Forrester, Sibbie Forrester, F. F. Forrester, Mrs. Ottie Hodges, K. L. Forrester, Mrs. Elvie Copeland and Mrs. Ethel Cherry.

Whereas, on the 12th day of September, 1902, the State of Alabama, conveyed to B. A. Forrester and Brother a firm composed of B. A. Forrester and J. S. Forrester, section 16, township 1, range 27 east, of land in what was then Henry, but is now Houston county, Alabama, containing six hundred and forty acres (640), more or less, and received from said B. A. Forrester and Brother, for said lands, the sum of one thousand four hundred, fifty-five and no/100 dollars, (\$1,455.00), and, whereas, at the time of said sale the State of Alabama had no title to three-fourths of said land, the same having previously sold to John C. Knight, and whereas, since said date the said John C. Knight has paid the State of Alabama for said lands, and received payment therefor from him, and whereas, the said B. A. Forrester and J. S. Forrester are dead. Therefore be it enacted by the Legislature of Alabama:

Section one: That there is hereby appropriated out of the general funds of the State of Alabama, the sum of two thousand, one hundred, thirty-eight 85/100 dollars (\$2,138.85), to be paid to the children of B. A. Forrester and J. S. Forrester, to wit: Mrs. Theodosia Folkes, R. B. Forrester, S. S. Forrester, V. T. Forrester, O. A.

Forrester, Mrs. Cenie Pilcher, W. R. Forrester, Sibbie Forrester, Mrs. Ottie Hodges, K. L. Forrester, Mrs. Elvie Copeland and Mrs. Ethel Cherry.

Section two: That the auditor of the State of Alabama shall, and is hereby directed to draw his warrant on the treasurer of the State of Alabama, payable to Mrs. Theodosia Folkes, R. B. Forrester, S. S. Forrester, V. T. Forrester, O. A. Forrester, H. G. Forrester, Mrs. Cenie Pilcher, W. R. Forrester, F. C. Forrester, Sibbie Forrester, F. F. Forrester, Mrs. Ottie Hodges, K. L. Forrester, Mrs. Elvie Copeland, Mrs. Ethel Cherry, the children of the said B. A. Forrester and J. S. Forrester, for the sum of two thousand, one hundred, thirty-eight and 85/100 dollars.

This the 14th day of December, 1914.

R. B. Forrester.

K. L. Forrester.

State of Alabama, }
Houston County. }

Before me, L. A. Farmer, a notary public in and for said county, came W. C. Batchelor, who being duly sworn says that he is the business manager of The Dothan Eagle, and that The Dothan Eagle is a newspaper published weekly at Dothan, Houston county, Alabama, and that the foregoing notice was published once a week for four consecutive weeks in said newspaper, the said Dothan Eagle, before the making of this affidavit, and that said notice was published in said newspaper for four successive weeks between the 14th day of December, 1914, and the 15th day of January, 1915.

W. C. Batchelor.

Sworn to and subscribed before me on this, the 15th day of January, 1915.

L. A. Farmer.

Also,

By Mr. Espy:

H. 1652. To require all police officers of the town of Headland, Henry county, Alabama, to execute bond, to be approved by the mayor of said town of Headland, in the sum of one thousand dollars, conditioned upon the faithful discharge of their duty, and to provide that

said bond shall provide for damages resulting from unauthorized, or unlawful, arrests, and to provide for a penalty for the violation of the provisions of this act.

With notice and proof thereto attached and herewith exhibited as follows:

NOTICE.

Is hereby given that at the present session of the Legislature there will be introduced a bill in substance as follows:

To require all police officers of the town of Headland, Henry county, Alabama, to execute bond, to be approved by the mayor of said town, for the faithful discharge of their duty, and to provide that said bond shall provide for damages resulting from unauthorized and unlawful arrests, and to provide for a penalty for violation of the provisions of said bill.

J. J. Espy.

State of Alabama, }
Henry County. }

I, Ed M. Johnson, hereby certify and affirm that I am editor of the Henry County Standard, a weekly newspaper published at Headland, Henry county, Alabama, and that the attached notice was published in said Henry County Standard on the days of August 5th, August 12th, August 19th, and August 26th, 1915.

Ed. M. Johnson.

Sworn to and subscribed before me, this the 6th day of September. 1915.

W. M. Hardwick,
Notary Public.

Also,
By Mr. Rogers of Sumter:

H. 1634. To repeal section 13 of an act entitled an act to provide for the better working and maintaining of the public roads in Sumter county, approved February 26th, 1907.

With notice and proof thereto attached and herewith exhibited as follows:

NOTICE OF BILL TO BE INTRODUCED IN THE LEGISLATURE.

Notice is hereby given, that a bill will be introduced in the Legislature of Alabama, to repeal section 13 of an act entitled an act to provide for the better working and maintaining of the public roads in Sumter county, approved February 26th, 1907.

State of Alabama, }
Sumter County. }

Before me, P. B. Jarman, judge of probate in and for said State and county, personally came W. H. Lawrence, who, being by me duly sworn, says that he is the editor and publisher of "Our Southern Home," a weekly newspaper published in said county, and that the attached notice with reference to special law to be introduced in the Legislature appeared in said paper in four issues thereof, viz.: August 11th, 18th, and 25th, and September 1st, 1915.

W. H. Lawrence.

Sworn to and subscribed before me this the 1st day of September, 1915.

P. B. Jarman,
Judge of Probate.

And sends same herewith to the Senate without engrossment.

W. F. Herbert,
Clerk.

HOUSE MESSAGES.

The House bills in the foregoing House message were severally read once and referred to appropriate standing committees, as follows:

H. 1634, 1635, 1636, 1637, 1638, 1652, 1653. To the Committee on Local Legislation.

H. 1497. To the Committee on County and County Boundaries.

H. 1195. To the Committee on Judiciary.

H. 410. To the Committee on Finance and Taxation.

BILL TEMPORARILY PASSED.

The bill:

H. 1388. To further regulate the drawing of jurors for the courts of DeKalb county, Alabama.

Was taken up.

The Judiciary Committee offered the following amendment to said bill:

Amend by striking out all of section 2 after the words "county commissioners," in line 2 of the section.

Mr. Elrod moved to lay said amendment on the table, which prevailed.

And the further consideration of said bill was temporarily passed without losing its place on the calendar.

ADJOURNMENT.

At 11:00 o'clock P. M., on motion of Mr. Lusk and in pursuance of H. J. R. 228, the Senate adjourned until Tuesday, September 14th, 1915.

FORTY-FIFTH DAY.

Tuesday, September 14, 1915.

The Senate met pursuant to adjournment, Lieutenant-Governor Kilby presiding.

PRAYER.

By Rev. Mr. Johnson of Selma.

ROLL CALL.

Present:

Messrs.:	Easterly	Hollis	Miller
Arrington	Ellis	Holmes	Milner
Bell	Elrod	Jones	McCain
Bonner	Faulk	Judge	Price
Brown	Green	Key	Pride
Bulger	Hall	Kline	Thach
Burns	Hartwell	Lee	Wallace
Cooper	Higgins	Lewis	Weathers
Denson	Hill	Lusk	Winkler

JOURNAL.

On motion of Mr. Kline, the reading of the Journal of yesterday was dispensed with and same was approved by the Senate.

INTRODUCTION OF BILLS.

Upon a call of districts bills were introduced, severally read one time and referred to appropriate standing committees, as follows:

By Mr. Cooper (by request):

S. 905. To provide for a taxation of the capital stock of building and loan associations.

Committee on Finance and Taxation.

By Mr. Hartwell:

S. 906. To further provide against the introduction of bubonic plague into the State through the port of Mobile or through any other avenue; to aid in the eradication of the disease in the event of its introduction, and to make the necessary appropriation for carrying out the provisions of this act.

Committee on Finance and Taxation.

By Hr. Hartwell (by request):

S. 907. To further provide for clerical assistance in the executive office of the State board of health.

Committee on Finance and Taxation.

REPORTS OF COMMITTEES.

Mr. Hartwell, chairman of the Standing Committee on Finance and Taxation, reported that said committee, in session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to wit:

By Mr. Wilson (with amendment):

H. 1277. To amend sections 811, 812, 813, 814, 815, 818, and 819 of the Code of Alabama.

By Mr. Lee:

H. 939. To appropriate the sum of three hundred and twelve and a half dollars (\$312.50) out of the fund of

the department of agriculture provided by section 52 of the Code, to pay Annie Catherine Fike for her services as stenographer in the department of agriculture from March 15th to July 31st, 1915.

By Mr. Lee:

H. 940. To appropriate the sum of three hundred dollars out of the fund of the department of agriculture, provided by section 52 of the Code, to pay Emmet A. Jones for work as a clerk in the department of agriculture.

By Mr. Johnston of Madison:

H. 1484. To provide for extension work in agriculture and home economics, by giving instruction to men, women and young people in the several counties in Alabama, by continuing and improving farm demonstration work, by organizing marketing clubs, by organizing and supervising boys' corn and pig clubs, girls' canning clubs, women's clubs in home economics and by conducting other extension work through other means, all with a view to making farm life more profitable and attractive; to secure for Alabama the full amount of the funds conditionally appropriated by Congress under the Smith-Lever Extension Act for extension work in agriculture and home economics; and to make appropriations for these purposes.

By Mr. McDonald (by request):

H. 956. For the relief of R. M. Martin.

By Mr. John (by request):

H. 1103. To appropriate the sum of \$3,300.00, paid to the Alabama Insane Hospital for swamp and overflowed lands, the titles to which were adjudged by the courts to be invalid.

By Mr. Carmichael:

H. 1409. To make appropriations for the ordinary expenses for the executive, legislative and judicial departments of the State, for the interest on the public debt, and for the public schools.

By Mr. Hudson:

H. 770. To appropriate the sum of seven thousand four hundred and fifty-six and seven one-hundredths (\$7,456.07) dollars to pay for the transportation of troops of the Alabama National Guard heretofore

transported by railroad common carriers on the request or order of the Governor or adjutant general.

By Mr. Kaylor:

H. 1489. To appropriate the sum of sixty dollars for the year ending September 30th, 1913, and the further sum of sixty-nine dollars for the year ending September 30th, 1914, to H. H. Mickle, of Randolph county, a Confederate soldier, as a Confederate pension for such years.

By Mr. Walden:

H. 1629. For the relief of the treasurer of the Confederate Soldier Home of Alabama.

By Mr. Smith of Crenshaw:

H. 475. For the relief of T. R. Folmer, captain of Company "I," Second Regiment, Alabama National Guard for hospital expenses incurred while on duty with the Alabama National Guard at Montgomery.

Mr. Green, acting chairman of the Standing Committee on Local Legislation, reported that said committee, in session, had acted on the following bill and ordered same returned to the Senate with a favorable report, and it was read a second time and placed on the calendar, to wit:

By Mr. Easterly:

S. 897. To create the office of county treasurer for Lowndes county; to prescribe his duties and compensation and provide for his election.

Mr. Easterly, chairman of the Standing Committee on Public Health, reported that said committee, in session, had acted on the following bill and ordered same returned to the Senate with a favorable report, and it was read a second time and placed on the calendar, to wit:

By Mr. Davis:

H. 1575. To authorize persons who have practiced dentistry or dental surgery in the State of Alabama for twenty years or more, to practice the same.

Mr. Milner, chairman of the Standing Committee on Revision of Laws, reported that said committee, in session, had acted on the following bills and ordered same

returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to wit:

By Mr. Winkler:

S. 902. To provide for the payment of a salary to the State purchasing agent.

By Mr. Jones:

H. 724. To amend section 7327 of the Code of Alabama, 1907. (Relates to judgment for value of stolen property on conviction of larceny and like offenses, and for payment of such judgment.)

By Mr. Milner:

S. 899. To prohibit the payment by the State, or out of any funds of the State, any traveling expenses, hotel bills or other personal expenses of the secretary of State, State treasurer, State auditor, the attorney general, the commissioner of agriculture and industries, the State highway commission or any member thereof, the State highway engineer, or the State land agent and to prescribe the penalty for the violation of this act.

By Mr. Brindley:

H. 1451. To amend section 3 of an act entitled, "An act regulating administrations of estates in the chancery courts, and courts of like jurisdiction, in this State," approved on the 21st day of April, 1911.

By Mr. Byrd:

H. 1233. To provide for the trials of misdemeanors in the county court of Lamar county, and the transfer of all cases now pending in the circuit court of said county, to said county court, to provide for the fees in said county court of the clerk, deputy solicitor and the sheriff of said county.

ADVERSE REPORT.

Mr. Milner, chairman of the Standing Committee on Revision of Laws, reported that said committee, in session, had acted on the following bill and ordered same returned to the Senate with an adverse report:

By Mr. Key:

S. 430. To amend section 1221 of the Code of Alabama of 1907.

NOTICE TO TAKE FROM ADVERSE CALENDAR.

Mr. Hartwell gave to the Senate the following notice:

"Notice is hereby given that on the next legislative day I will move to take from the adverse calendar S. 847 and H. 86, give the same a second reading, and place on the regular calendar for a third reading on tomorrow."

INDEFINITE POSTPONEMENT OF BILLS.

On motion of Mr. Lee, the Senate indefinitely postponed the consideration of:

S. 132. To compel the attendance at school of children within certain ages in the State of Alabama; to fix exceptions to such provisions; to provide means for the enforcement of this act; to require reports from private or parochial schools; to make it unlawful for any parent, guardian, or other person occupying the place of parent, to violate the provisions hereof; to make it unlawful for any person, firm, corporation, or association to employ any child in violation of the provisions of this act; and to fix punishments and penalties for the violations of this act.

Also,

S. 807. To provide for elections, to authorize any county in the State and any school district now existing or hereafter formed in any county, to levy and collect a special county tax for public school purposes, not exceeding thirty cents (30) on each one hundred dollars (\$100.00) worth of taxable property in such county and in such school district.

On motion of Mr. Lewis, the Senate indefinitely postponed the consideration of:

S. 625. To amend section 556 of the Code of Alabama.

On motion of Mr. Pride, the Senate indefinitely postponed the consideration of:

S. 595. To provide a limitation in which proceedings to charge lands for the payment of debts of a decedent must be instituted, so far as the same applies to the rights of bona fide purchasers for value from the heir, or devisee.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has concurred in and adopted the Senate amendments to:

H. 1342. To appropriate the sum of \$76.62, to be paid to the Kennedy Company, of Montgomery, Alabama, as payment of the purchase price of a bill of goods bought from the said The Kennedy Company by the State of Alabama for the purpose of making repairs in the State capitol building, which said purchase price has never been paid.

H. 1449. To provide for the establishment, discontinuance, construction, use, working and maintenance of the public roads, bridges and ferries of the several counties of this State; to define the duties and powers of the boards of revenue, courts of county commissioners or other governing bodies of each of the several counties with regard to same; and to fix penalties for the violation of the rules, regulations and laws of the boards of revenue, courts of county commissioners or other like governing bodies of the several counties.

H. 1566. To provide for and require all county officers of all counties in Alabama now having or which may hereafter have a population of as much as one hundred and fifty thousand people according to the last Federal census, or any such census which may hereafter be taken, to install, equip and maintain, in addition to their offices at the county sites, of such counties offices at each other place in such counties where a circuit court or court of like jurisdiction is now authorized by law to be held, or where such court may hereafter be authorized by law to be held for the transaction of all business pertaining thereto, that may arise in or be connected with that part of such county within which the cases arising therein, may be tried in such circuit court or court of like jurisdiction at such place; to provide for the selection, qualification and compensation and fix the powers and duties of the deputies of the respective officers of such counties to act for and assist such officers in the discharge of their duties in connection therewith, to fix the duties of the respective county officers of such counties with reference thereto; to provide equipment for such offices, including stationery, records, books,

dockets, furniture, filing cases, and other equipment for such offices, similar to that kept in the respective offices of such counties at the county site; to prescribe the business of the respective offices and officers of such counties that shall be transacted at such places; to prescribe and regulate the instruments recorded thereat, and to otherwise provide for the installation, equipment and maintenance of such offices and officers at such places for the transaction of all business pertaining to such offices and officers that may arise within such territory of such counties.

H. 1392. To amend section 133 of the Code of Alabama of 1907.

H. 139. For the relief of Rose Huey, clerk and register of the city court of Bessemer, Jefferson county, Alabama.

H. 985. For the relief of Allen & Bell, Frank S. White & Sons and Borden Burr, to ratify certain separate contracts made by the Governor of Alabama with said parties for services as special counsel in representing the State of Alabama, to ratify certain expenditures made in said cases for the benefit of the State of Alabama, and to authorize the payments of such amounts as remain due on such contracts.

H. 1350. To authorize and direct the State treasurer to pay to the Alabama Machinery & Supply Company, four hundred thirty-three and 22/100 (\$433.22) dollars, for merchandise sold and delivered to the convict department of Alabama upon orders from the officers of said departments, and for the State capitol ordered by O. E. Courtney, superintendent, and for which it has not been paid.

H. 1365. To appropriate the sum of five hundred thirty-eight and 25/100 dollars for the relief of the Montgomery Light and Water Power Company, for lights furnished to the capitol building up to February 1, 1915.

H. 1279. To appropriate the sum of \$20.25 to be paid to the Loeb Hardware Company, of Montgomery, Alabama, as payment of the purchase price of a bill of goods bought from the said Loeb Hardware Company by the State of Alabama, for the purpose of making re-

pairs in the State capitol building, which said purchase price has never been paid.

H. 1437. To appropriate the sum of \$1,496.57, to be paid to the Mercantile Paper Company, a corporation, in payment of debts due said corporation by the State of Alabama, for stationery and supplies, contracted prior to January 1st, 1915, by the following departments of State for the following amounts: Alabama National Guards, \$347.90; Attorney General, \$86.20; State Banking, \$47.00; Alabama Appellate Court, \$68.00; Education, \$150.00; Immigration, \$39.25; Land Agent, \$206.30; Examiner Public Accounts, \$35.50; State Board of Health, \$139.55; State Prison Inspector, \$2.10; Governor's office, \$218.85; State Tax Commission, \$155.92.

W. F. Herbert,
Clerk.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has concurred in and adopted the report of the Committee on Conference on the disagreement of the two Houses on the House amendments to the bill:

S. 325. To impose a license or privilege tax of one dollar per year on each dog in the State of Alabama over four months of age, and to provide for the collection of such tax, and to provide that all live stock killed by any dog and all damages done thereto shall be paid for out of the dog tax fund, and to provide for the distribution of the surplus left in dog tax fund on the first day of March of each year.

And sends the same herewith to the Senate.

W. F. Herbert,
Clerk.

REPORT OF CONFERENCE COMMITTEE ON S. 325.

To the President of the Senate:

Your Committee on Conference on the disagreement of the two Houses on the House amendments to the bill:

S. 325. To impose a license or privilege tax of one dollar a year on each dog in the State of Alabama over

four months of age, and to provide for the collection of such tax and to provide that all live stock killed by any dog and all damages done thereto shall be paid for out of the dog tax fund, and to provide for the distribution of the surplus left in dog tax fund on the first day of March of each year.

Recommend as follows:

1. That House recede from all its amendments to said bill.

2. That the House adopt the following amendments and that the Senate concur and adopt the same.

Amend the bill by adding on line 6, second page of the bill after the word "to," the words "judge of probate or to."

And,

Amend the bill by adding at the end of section 2 these words: "Provided, that this act shall not apply to dogs in municipal corporations which impose a tag tax of at least one dollar per head on such dogs."

And,

Amend section 3 of the bill by inserting in line 24, on page 2, after the words "prorate the same" and before the words "any surplus," the following: "That if there is any surplus, after paying for the killing or injuring animals, it shall be applied by the probate judge to the payment of the travelling expenses and board of any person who has to attend the Pasteur Institute in Montgomery for treatment by reason of having been bitten by a mad dog and who are unable to pay for these expenses."

J. C. Brown,
R. B. Burns,
J. M. Bonner,
Committee on part of Senate.
D. C. Blackwell,
H. M. Judge,
Jno. T. Beall,
Committee on Part of House.

REPORT OF CONFERENCE COMMITTEE.

On motion of Mr. Brown, the Senate concurred in and adopted the foregoing report of the Committee on

Conference on the disagreement of the two Houses on the House amendments to S. 325, the title to which is set out in the foregoing report of said Conference Committee.

Yeas, 17; nays, 3.

Yeas:

Messrs.:	Faulk	Holmes	McCain
Bonner	Green	Key	Pride
Brown	Hall	Kline	Wallace
Cooper	Hartwell	Lee	Weathers
Easterly	Higgins		

—17.

Nays:

Messrs.:	Hill	Judge	Lusk
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—3.

Which was a majority of the whole number elected to the Senate.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bills:

H. 1054. To amend sections 702, 703, subdivision (a), (e), (h) and (j) of section 710, 713, 716, and 723 of the Code of article 1, chapter 22, of the Code. (Health laws and regulations.)

Also,

H. 1354. To make an appropriation of fifteen hundred twenty-nine and 70/100 (\$1,529.70) dollars for the relief of the Alabama State Tax Commission.

Also,

H. 1602. To appropriate the sum of \$79.59 to be paid to Eliasberg & Bros. Mercantile Co., a corporation, in payment of debts due said corporation by the State of Alabama, for goods, wares and merchandise sold and delivered by said corporation in 1910 and 1911 to the convict department of the State, and for freight charges advanced by said corporation for the State upon shipment of such goods, wares and merchandise to the said department.

H. 395. To appropriate the sum of twenty-four dollars, or so much thereof as may be necessary, to defray the expenses incurred in the transportation of horses used at the encampment of the First Cavalry Squadron, Alabama National Guard, at Oxford, Alabama, in August, 1910.

H. 1527. To appropriate the sum of \$327.21 to pay the Remington Typewriter Company, a corporation, for work and material furnished departments of the State government.

H. 867. To amend section 1663 of the Code of Alabama of 1907, and to repeal sections 1660, 1661 and 1662 of said Code.. (Relates to public printing.)

H. 1463. To amend section 5746 of the Code of Alabama of 1907. (Relates to where real estate is sold under execution.)

H. 1655. For the relief of Black Belt Fair Association, a corporation, of Demopolis, Marengo county, Alabama.

H. 1273. To amend section 7426 of the printed Code of Alabama of 1907. (Relates to public health.)

H. 1274. To amend section 5193 of the printed Code of Alabama of 1907. (Relating to public health.)

And sends same herewith to the Senate without engrossment.

W. F. Herbert,
Clerk.

HOUSE MESSAGES.

The House bills in the foregoing House message were severally read once and referred to appropriate standing committees, as follows:

H. 1054, 1273, 1274. To the Committee on Public Health.

H. 395, 1354, 1527, 1602, 1655. To the Committee on Finance and Taxation.

H. 867. To the Committee on Printing.

H. 1463. To the Committee on Revision of Laws.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has passed the following Senate bill:

S. 742. To pay the expenses of sheriffs for the arrest of defendants with contraband or prohibited liquors and beverages.

And returns same herewith to the Senate.

W. F. Herbert,
Clerk.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and adopted the following joint resolution:

By Mr. Fite of Tuscaloosa:

H. J. R. 238. Relative to board of trustees of University of Alabama making application for benefit of teachers of the University of Alabama the rights and privileges of the Carnegie foundation for the advancement of teaching.

And sends same herewith to the Senate.

W. F. Herbert,
Clerk.

HOUSE MESSAGE.

On motion of Mr. Lee, the rules were suspended and the H. J. R. 238, set out in the foregoing message from the House, was adopted by the Senate.

BILL TAKEN FROM CALENDAR AND RECOMMITTED.

On motion of Mr. Lee the bill:

H. 895. To prohibit the treasurer of any school board or other board handling State funds from being paid a salary or other compensation.

Was taken from the regular calendar and recommitted by the President of the Senate to the Standing Committee on Education.

RESOLUTION BY RULES COMMITTEE.

Mr. Joes, chairman of the Standing Committee on Rules, reported to the Senate the following resolution:

S. R. 169. Resolved, that the following bills be made special, previous, paramount and continuing orders for consideration at 3 P. M. Tuesday, September 14:

H. 1369, H. 1378, H. 1448, S. 330.

And moved that said resolution be adopted, which motion prevailed, and said resolution was adopted by the Senate.

BILL RETURNED AND RECOMMMITTED.

Mr. Milner, chairman of the Standing Committee on Revision of Laws, reported that said committee, in session, had acted on:

H. 1238. To provide pensions for soldiers and sailors in the service of the State of Alabama, and to their widows, and for soldiers and sailors in the army or navy of the Confederate States of America, and to their widows, and for the regulation of the payment thereof.

And ordered same returned to the Senate with a recommendation that it be recommitted to the Standing Committee on Finance and Taxation, and pursuant to said recommendation, the Presiding officer of the Senate re-referred said bill to the Standing Committee on Finance and Taxation.

MOTION TO RECONSIDER.

Mr. Hall moved to reconsider the vote by which the Senate on yesterday indefinitely postponed:

H. 1147. To establish a board of revenue for Russell county; to provide for the election of the members of said board of revenue by districts, and to divide the county of Russell into revenue districts, and to fix the term of the members of the board of revenue, and to fix their compensation and prescribe the method of filling vacancies on the board, and to prescribe the qualifications of the members of the board; and to abolish the court of county commissioners.

And upon motion of Mr. Lee said motion was temporarily passed.

BILLS ON THIRD READING.

The bill:

S. 404. To make preferred sheriff's and clerk's fees and costs in all criminal cases in all the counties of the State where the convicts are being worked on the pub-

lic highways and to make preferred the claims for feeding, clothing and guarding said convicts while being worked upon the public highways of the various counties in the State.

Was taken up.

The Committee on Judiciary offered the following amendment to said bill, to wit:

Amend by striking out all of the bill after the words "section one," and inserting in place thereof the following: "That sheriff's fees, clerk's fees and State witness fees in criminal cases where defendants are convicted for misdemeanors and sentenced to hard labor and worked on the public highways shall be proper charges against the county in which such convictions are had, and shall, on being duly itemized and certified to by the clerk and approved by the judge trying the case and presented, be allowed by the court of county commissioners or board of revenue of the county.

"Sec. 2. That all claims for guarding, feeding and clothing convicts while being worked upon the public highways of any of the counties of the State when allowed and ordered paid by the court of county commissioners or board of revenue shall be preferred claims and presented, registered and paid in the same manner as claims for service as jurors are paid.

Was adopted.

Yeas, 20; nays, 1.

Yeas:

Messrs.:	Green	Hollis	McCain
Bonner	Hall	Holmes	Pride
Cooper	Hartwell	Kline	Thach
Denson	Higgins	Lusk	Wallace
Easterly	Hill	Milner	Weathers
Elrod			

—20.

Nay: Mr. Lewis.—1.

And said bill, as thus amended, was read a third time at length and passed, and ordered sent forthwith to the House without engrossment.

Yeas, 19; nays, 2.

Yeas:

Messrs.:	Elrod	Hollis	McCain
Bonner	Green	Holmes	Pride
Burns	Hall	Kline	Thach
Cooper	Hartwell	Lusk	Wallace
Easterly	Higgins	Milner	Weathers

—19.

Nays: Messrs. Faulk and Lewis.—2.

The bill:

S. 872. To require the State auditor to place upon the pension roll in appropriate class, all widows of Confederate soldiers or sailors who are entitled to a pension under the general laws of the State, but who filed their application for a pension in the office of the judge of probate of the county instead of with the county board of pension examiners.

Was read a third time at length and passed and ordered sent forthwith to the House without engrossment.

Yeas, 15; nays, 5.

Yeas:

Messrs.:	Hall	Hollis	Lusk
Cooper	Hartwell	Jones	Milner
Easterly	Higgins	Judge	Wallace
Green	Hill	Kline	Weathers

—15.

Nays:

Messrs.:	Denson	Faulk	Lewis
Bonner	Elrod		

—5.

The bill:

H. 974. To amend sections 6450, as amended by an act approved August 25, 1909, and 6451, 6452, 6453, 6454, 6455, and 6456, as amended by an act approved Aug. 25, 1909, and 6457, 6458, 6460, 6461, 6462 and 6463, as amended by an act approved August 25, 1909, 6464, and 6465, as amended by an act approved August 25, 1909, of the Code of Alabama of 1907.

Was read a third time at length and passed.

Yeas, 21; nays, 2.

Yeas :

Messrs. :	Faulk	Judge	Milner
Bonner	Green	Key	McCain
Brown	Hall	Kline	Pride
Cooper	Hartwell	Lee	Thach
Easterly	Hollis	Lewis	Weathers
Elrod	Holmes		

—21.

Nays : Messrs. Hill and Lusk.—2.

The bill :

H. 975. To protect women and children from desertion and non-support by husbands and parents; making it a misdemeanor for a husband to desert or neglect to provide for the support of his wife, or for a parent to desert or neglect to provide for the support of his or her child, or children, under the age of sixteen years; prescribing the penalty therefor, and making provision for the apprehension and punishment of persons convicted of non-support or desertion; and providing for the taking of recognizances, and for the forfeiture and enforcement of said recognizances, also providing for the appointment of probation officers and prescribing their duties and powers; and making chiefs of police and sheriffs and other peace officers, probation officers, in certain contingencies, and designating the courts which shall have jurisdiction of such matters.

Was read a third time at length and passed.

Yeas, 18; nays, 8.

Yeas :

Messrs. :	Green	Key	McCain
Brown	Hartwell	Kline	Pride
Cooper	Holmes	Lee	Thach
Denson	Jones	Lusk	Wallace
Easterly	Judge	Milner	

—18.

Nays :

Messrs. :	Faulk	Higgins	Lewis
Bonner	Hall	Hill	Weathers
Elrod			

—8.

The bill:

S. 672. To make an annual appropriation of \$15,000 in addition to that now provided by law for the support and maintenance of the State Normal School at Daphne, Baldwin county, Alabama.

Was taken up.

The following amendment offered by the Committee on Finance and Taxation, to wit:

Amend by striking out the figures "\$15,000," where the same occur in the caption and body of the bill, and insert in lieu thereof the figures "\$5,000."

Mr. Holmes offers the following amendment to said committee amendment:

Amend the amendment so as to have "\$10,000" occur in the amendment where "\$5,000" occur, so as to read and increase to "\$10,000."

Which was adopted.

And said committee amendment, as thus amended, was adopted.

Yeas, 16; nays, 5.

Yeas:

Messrs.:	Hall	Key	McCain
Bonner	Hartwell	Kline	Thach
Brown	Holmes	Lee	Wallace
Denson	Jones	Lusk	Weathers
Easterly			—16.

Nays:

Messrs.:	Green	Hill	Pride
Cooper	Higgins		—5.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 15; nays, 6.

Yeas:

Messrs.:	Easterly	Jones	McCain
Bonner	Hall	Key	Thach
Brown	Hartwell	Kline	Wallace
Denson	Holmes	Milner	Weathers
			—15.

Nays:

Messrs.:	Green	Hill	Pride	
Cooper	Higgins	Lusk		—6.

The bill:

H. 1367. To authorize courts of county commissioners, or other like boards, to expend money for the purpose of improving the sanitary conditions of their counties by laying trunk lines of sewers and constructing sewage disposal plants in localities contiguous to thickly populated communities, and to prescribe the terms on which connection with such sewers may be made.

Was read a third time at length and passed.

Yeas, 17; nays, 3.

Yeas:

Messrs.:	Easterly	Judge	McCain	
Bonner	Green	Key	Thach	
Brown	Hall	Kline	Wallace	
Cooper	Hartwell	Milner	Weathers	
Denson	Holmes			—17.

Nays:

Messrs.:	Faulk	Higgins	Lusk	
				—3.

The bill:

H. 218. To provide a limitation in which proceedings to charge lands for the payment of debts of a decedent must be instituted, so far as the same applies to the rights of bona fide purchasers for value from the heir, or devisee.

Was read a third time at length and passed.

Yeas, 20; nays, 0.

Yeas:

Messrs.:	Faulk	Judge	McCain	
Bonner	Green	Key	Pride	
Brown	Hall	Kline	Thach	
Cooper	Hartwell	Lusk	Wallace	
Denson	Higgins	Milner	Weathers	
Easterly				—20.

Nays, 0.

The bill:

S. 822. To further regulate the practice and procedure before the railroad commission of Alabama, or any like body exercising similar jurisdiction in cases involving proposed changes in rates, charges or classification of common carriers in defined cases, and upon appeal from its orders in such cases; to prescribe the notice to be given the public and parties to be affected of hearings and investigations when it is proposed to increase the rate or charges for the transportation of freight or passengers; and to authorize appeals by parties to proceedings in rate cases before said commission or like body from its orders to a chancery court of Montgomery county, and from decrees of said court to the Supreme Court of the State in defined cases; and to prescribe the procedure and practice.

Was read a third time at length and passed and ordered sent forthwith to the House without engrossment.

Yeas, 19; nays, 0.

Yeas:

Messrs.:	Faulk	Holmes	McCain
Bonner	Green	Judge	Pride
Brown	Hall	Key	Thach
Denson	Higgins	Kline	Wallace
Easterly	Hollis	Lusk	Weathers

—19.

Nays, 0.

The bill:

H. 1013. To amend section 556 of the Code of Alabama.

Was read a third time at length and passed.

Yeas, 18; nays, 1.

Yeas:

Messrs.:	Hartwell	Kline	Pride
Denson	Higgins	Lee	Thach
Easterly	Hill	Lewis	Wallace
Green	Judge	Milner	Weathers
Hall	Key	McCain	

—18.

Nay: Mr. Lusk.—1.

The bill:

S. 825. To amend subsection 2 of section 5, and section 9, and section 11, and section 16, and section 23A, and section 29 of an act of the Legislature of Alabama approved April 24, 1911, entitled "An act for the regulation and control of fraternal benefit societies."

Was read a third time at length and passed and ordered sent forthwith to the House without engrossment.

Yeas, 17; nays, 1.

Yeas:

Messrs.:	Green	Judge	Pride
Brown	Hall	Kline	Thach
Cooper	Hartwell	Lusk	Wallace
Denson	Higgins	McCain	Weathers
Easterly	Hill		—17.

Nay: Mr. Milner.—1.

The bill:

S. 884. To require an additional fine in case of conviction for unlawfully disposing of a warehouse receipt and to provide that such additional fine shall be paid to the person, firm or corporation holding the lien or mortgage on the goods or property covered by such receipt or claim to such receipt.

Was taken up.

Mr. Judge offered the following amendment to said bill:

Amend S. 884 by adding at the end thereof the following: "That the defendant shall not be sentenced to hard labor to pay such additional fine."

Which was adopted.

Yeas, 19; nays, 0.

Yeas:

Messrs.:	Hall	Key	Milner
Brown	Hartwell	Kline	McCain
Cooper	Higgins	Lee	Pride
Denson	Hill	Lewis	Wallace
Easterly	Judge	Lusk	Weathers

—19.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed and ordered sent forthwith to the House without engrossment.

Yeas, 19; nays, 1.

Yeas:

Messrs.:	Green	Key	McCain
Bulger	Hartwell	Kline	Pride
Cooper	Higgins	Lee	Thach
Denson	Hill	Lewis	Wallace
Easterly	Judge	Milner	Weathers

—19.

Nay: Mr. Lusk.—1.

The bill:

H. 1278. To provide for the protection of orchards, trees, farms, vines and shrubs, and the products of said orchards, trees, farms, vines and shrubs and to provide punishment for violations of the provisions thereof.

Was read a third time at length and passed.

Yeas, 15; nays, 3.

Yeas:

Messrs.:	Green	Holmes	McCain
Bonner	Hall	Judge	Pride
Denson	Hartwell	Kline	Wallace
Easterly	Higgins	Lee	Weathers

—15.

Nays:

Messrs.:	Faulk	Lusk	Milner
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—3.

The bill:

H. 1288. To establish the twentieth judicial circuit, to be composed of the counties of Henry, Houston and Geneva; to fix the time and places of holding the courts; to prescribe rules of procedure and practice therein; to provide for the election and appointment of a judge and solicitor, and to fix their salaries.

Was taken up.

The Committee on Judiciary offered the following amendment to said bill, to wit:

Amend by making "\$2,500.00," in section 5, read "\$2,400.00."

Which was adopted.

Yeas, 21; nays, 0.

Yeas:

Messrs.:	Hall	Key	Milner
Cooper	Hartwell	Kline	Pride
Denson	Higgins	Lee	Thach
Easterly	Hill	Lewis	Wallace
Faulk	Holmes	Lusk	Weathers
Green	Jones		

—21.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 21; nays, 0.

Yeas:

Messrs.:	Hall	Key	Milner
Cooper	Hartwell	Kline	Price
Denson	Higgins	Lee	Thach
Easterly	Hill	Lewis	Wallace
Faulk	Holmes	Lusk	Weathers
Green	Judge		

—21.

Nays, 0.

The bill:

S. 803. To change the name of the railroad commission of Alabama to the Alabama Public Service Commission, and to enlarge its authority, powers, and jurisdiction.

Was taken up.

Mr. Denson offered the following substitute for said bill, to wit:

A Bill to be Entitled

AN ACT

To change the name of the railroad commission of Alabama to the Alabama Public Service Commission, and to enlarge its authority, powers and jurisdiction.

Be it enacted by the Legislature of Alabama:

1. That the name of the Railroad Commission of Alabama is hereby changed to the "Alabama Public Service Commission;" that all of the authority, rights, powers, duties, privileges and jurisdiction of the railroad commission of Alabama are hereby expressly conferred upon the Alabama Public Service Commission as fully as if so named in any laws of this State; that all actions and proceedings now or hereafter pending in the name of the railroad commission shall survive, and be continued and prosecuted by and in the name of the Alabama Public Service Commission; and that no rights, privileges, immunities or appropriations granted to or made in behalf of the railroad commission of Alabama shall merge, lapse or be lost by reason of such change of name, but shall be conferred, transferred and imposed upon the Alabama public service commission.

2. That the president and the two associate members now elected and serving as the railroad commission of Alabama, be and the same are hereby continued in their respective offices until the expiration of their several terms, and they shall have and exercise all authority, rights, powers, duties, privileges and jurisdiction, now or which may hereafter be conferred by the law upon them as members of the railroad commission of Alabama, while acting under their new designation as president and associate members of the Alabama public service commission; and that no authority, rights, powers, duties, privileges, or jurisdiction now accorded to or exercised by the railroad commission of Alabama, shall be lost to the president and associate members of such commission by reason of the transfer of authority and change of name as herein.

3. That in addition to any powers under the laws of this State, now conferred upon or exercised by the railroad commission of Alabama, the Alabama public service commission, upon which has herein been conferred all the authority, rights, powers, duties, privileges and jurisdiction thereof, shall have and exercise exclusive jurisdiction, supervision and authority over the rates and charges, with full power to regulate, supervise and control said rates and charges, of all street

railway companies, telephone companies, telegraph companies, electric companies, gas companies, water companies, hydraulic electric or water power companies, heating companies, combination gas and electric companies, combination electric and water companies, combination electric and heating companies, combination electric, water and gas companies, combination electric, heating and gas companies, heating and gas companies, combination electric, heating gas and water companies, operating or doing business for hire in this State, either as a person, firm or corporation, but nothing herein shall be construed as a regulation of or interfering with interstate commerce; provided, that the provisions of this act shall not apply to municipality owned utilities.

4. That the Alabama public service commission shall have general supervision of all persons, firms, corporations, operating public utilities, mentioned in this act, shall inquire into the management of the business, and shall keep itself informed as to the manner and method in which the business is conducted. It shall examine such public utilities as often as may be necessary to keep informed as to their general condition, their franchises, capitalization, rates and other charges, and the manner in which their plants, equipments and other property are owned, leased, controlled, managed, conducted, and operated, not only with respect to adequacy, security and accommodation afforded by their service, but also with respect to their compliance with the provisions of this act and any other law or laws, within the orders of the commission and with the character and franchise requirements. It shall assemble and keep on file, available for the use of the public, full statistics on the foregoing, as well as on all other matters or things connected with such utility as is necessary to a full knowledge of their business and affairs.

5. That all laws, general or special, in conflict with the provisions of this act be, and the same are hereby repealed

Mr. Judge moved that the consideration of said bill and substitute be postponed until tomorrow at 12 o'clock, and that 500 copies be printed for the use of the Senate.

Mr. Lusk moved to table the motion made by Mr. Judge, which prevailed, and the motion made by Mr. Judge was laid upon the table.

Mr. Judge then offered the following amendment to said substitute, to wit:

"That the governing bodies of all cities and towns shall have authority to regulate the operation and service of such public utilities."

Mr. Lewis moved to lay said amendment on the table, which prevailed, and said amendment was laid upon the table.

And the substitute offered by Mr. Denson was then adopted.

Yeas, 21; nays, 3.

Messrs.:	Faulk	Judge	Milner
Bonner	Green	Kline	McCain
Brown	Hall	Lee	Pride
Cooper	Hartwell	Lewis	Thach
Denson	Higgins	Lusk	Wallace
Easterly	Holmes		

—21.

Nays:

Messrs.:	Hill	Key	Weathers
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—3.

Mr. McCain offered the following amendment to said bill as amended:

2. That the president and two associate members now elected and serving as the railroad commission of Alabama, shall be the president and the associate members and are hereby continued as president and associate members of the Alabama public service commission until the first Monday after the second Tuesday in January, 1919. At the general election in 1918 a president and two associate members of the Alabama public service commission shall be elected as now provided by law. At the general election in 1918, the president of said commission shall be elected for six (6) years and one associate member for four (4) years and one associate member for two (2) years, thereafter, their successors shall be elected for six (6) years.

Mr. Lusk moved to table the amendment offered by Mr. McCain, which motion prevailed, and the amendment offered by Mr. McCain was laid upon the table.

Yeas, 13; nays, 6.

Yeas:

Messrs.:	Higgins	Key	Pride	
Cooper	Hill	Lee	Thach	
Hall	Holmes	Lusk	Wallace	
Hartwell	Judge			—13

Nays:

Messrs.:	Green	Lewis	Weathers	
Denson	Kline	Milner		—6.

And said bill, as thus amended, was read a third time at length and passed, and ordered sent forthwith to the House without engrossment.

Yeas, 16; nays, 2.

Yeas:

Messrs.:	Hartwell	Kline	Milner	
Denson	Higgins	Lee	Pride	
Easterly	Holmes	Lewis	Thach	
Green	Judge	Lusk	Wallace	
Hall				—16.

Nays: Messrs. Key and Weathers.—2.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has passed the following Senate bill:

S. 589. To authorize the court of county commissioners or other governing body of the county to provide telephones and typewriters for county officers.

And returns same herewith to the Senate.

W. F. Herbert,
Clerk.

MESSAGE FROM THE HOUSE.

Mr. President:

The Speaker of the House having signed the following House bills and House joint resolution, your signature thereto is requested:

H. J. R. 227. Relative to Miss Julia S. Tutwiler expression of sympathy and esteem.

H. 319. To compel the attendance at school of children within certain ages in the State of Alabama; to fix exceptions to such provisions; to provide means for the enforcement of this act; to require reports from private or parochial schools; to make it unlawful for any parent, guardian, or other person occupying the place of parent, to violate the provisions hereof; to make it unlawful for any person, firm, corporation, or association to employ any child in violation of the provisions of this act; and to fix punishments and penalties for the violations of this act.

H. 383. To appropriate five hundred and twenty-six dollars and thirty-five cents (\$526.35) to pay rent due by the State for premises used by the State pasteur institute.

H. 744. For the relief of Miss Mary McIntyre. And to appropriate and pay to her the sum of thirteen hundred dollars.

H. 879. To appropriate the sum of one hundred dollars (\$100.00) to Reuben A. J. Cumbee of Etowah county, Alabama, an ex-Confederate soldier, as a pension for the year 1913, and to direct the State auditor to draw his warrant therefor in favor of Reuben A. J. Cumbee, and to direct the State treasurer to pay the same.

H. 1092. To make the clerk of the circuit court of Bibb county, Alabama, ex-officio clerk of the county court of said county, and to provide for a bond as such clerk.

H. 1180. To provide for the recovery of damages caused by rabid dogs.

H. 1332. To authorize the court of county commissioners of Crenshaw county, Alabama, to pay the clerk of the circuit court of said county two dollars per day, as a preferred claim, out of the general fund of said county, during term time of said circuit court of said county, for the purpose of paying an assistant to record the minutes of said court and to assist him otherwise in the discharge of his duties as such clerk while said court is in session.

H. 1434. To prevent any person from hauling logs or timber on a two-wheel vehicle over the improved high-

ways of Mobile county, making the violation of such act a misdemeanor, and providing that the act take effect from and after its passage and approval by the Governor.

H. 1578. To provide guards for the Mobile county jail and to fix their compensation; to repeal the act approved March 5th, 1903, entitled: "An act to provide guards for the Mobile county jail;" and to repeal the act approved November 23rd, 1907, entitled: "An act to provide guards for the Mobile county jail."

H. 851. To prescribe and fix the license or privilege tax to be paid by every person, firm, company, corporation or association engaged in any business, vocation, occupation, calling or profession in this State, or who shall in this State exercise any privileges for which a license or privilege tax is or may be charged; to provide for and regulate the collection of such license or privilege tax; to fix the compensation to be paid for the collection of such license or privilege tax; to provide for the distribution, application and safe-keeping of the funds arising from the collection of such license or privilege tax; to fix a penalty for doing business without a license, and to provide for the enforcement thereof; and to further provide for the general revenues.

W. F. Herbert,
Clerk.

SIGNING OF BILLS AND JOINT RESOLUTION.

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the secretary of the Senate, signed the following bills and joint resolution:

H. 319. To compel the attendance at school of children within certain ages in the State of Alabama; to fix exceptions to such provisions; to provide means for the enforcement of this act; to require reports from private or parochial schools; to make it unlawful for any parent, guardian, or other person occupying the place of parent, to violate the provisions hereof; to make it unlawful for any person, firm, corporation or associa-

tion to employ any child in violation of the provisions of this act; and to fix punishments and penalties for the violations of this act.

H. 383. To appropriate five hundred and twenty-six dollars and thirty-five cents (\$526.35) to pay rent due by the State for premises used by the State pasteur institute.

H. 744. For the relief of Miss Mary McIntyre. And to appropriate and pay to her the sum of thirteen hundred dollars.

H. 879. To appropriate the sum of one hundred dollars (\$100.00) to Reuben A. J. Cumbee of Etowah county, Alabama, an ex-Confederate soldier, as a pension for the year 1913, and to direct the State auditor to draw his warrant therefor in favor of Reuben A. J. Cumbee, and to direct the State treasurer to pay the same.

H. 1092. To make the clerk of the circuit court of Bibb county, Alabama, ex-officio clerk of the county court of said county, and to provide for a bond as such clerk

H. 1180. To provide for the recovery of damages caused by rabid dogs.

H. 1332. To authorize the court of county commissioners of Crenshaw county, Alabama, to pay the clerk of the circuit court of said county two dollars per day, as a preferred claim, out of the general fund of said county, during term time of said circuit court of said county, for the purpose of paying an assistant to record the minutes of said court and to assist him otherwise in the discharge of his duties as such clerk while said court is in session.

H. 1434. To prevent any person from hauling logs or timber on a two-wheel vehicle over the improved highways of Mobile county, making the violation of such act a misdemeanor, and providing that the act take effect from and after its passage and approval by the Governor.

H. 1578. To provide guards for the Mobile county jail and to fix their compensation; to repeal the act approved March 5th, 1903, entitled: "An act to provide guards for the Mobile county jail;" and to repeal the act approved November 23rd, 1907, entitled: "An act to provide guards for the Mobile county jail."

H. J. R. 227. Relative to Miss Julia S. Tutwiler expression of sympathy and esteem.

H. 851. To prescribe and fix the license or privilege tax to be paid by every person, firm, company, corporation or association engaged in any business, vocation, occupation, calling, or profession in this State, or who shall in this State exercise any privileges, for which a license or privilege tax is or may be charged; to provide for and regulate the collection of such license or privilege tax; to fix the compensation to be paid for the collection of such license or privilege tax; to provide for the distribution, application and safe-keeping of the funds arising from the collection of such license or privilege tax; to fix a penalty for doing business without a license, and to provide for the enforcement thereof; and to further provide for the general revenues.

REPORT FROM COMMITTEE ON ENROLLED BILLS.

Mr. President:

Your Standing Committee on Enrolled Bills beg leave to report that said committee, in session, have compared the following enrolled bills with the engrossed and original bills, respectively, and find same correctly enrolled, to wit:

S. 685. To ratify, confirm and validate all payments heretofore made by county treasurers on warrants drawn by probate judges under supposed valid orders of courts of county commissioners, or boards of revenue and to ratify, confirm and validate all contracts and orders made by such court of county commissioners or boards of revenue and payments made by said boards or courts of county commissioners, to aid in cattle tick eradication, but subsequently found to be illegal.

S. 362. To authorize the court of county commissioners of Tallapoosa county to borrow money not exceeding twenty-five thousand dollars and to pay interest thereon.

S. 426. To pay Teague & Sons the sum of \$643.85, said sum being owed by the State to Teague & Sons.

S. 598. To amend section 1355 of the Code of Alabama of 1907.

S. 851. To appropriate the sum of \$1,073.75 from the appropriation to the general educational fund for Limestone county, for scholastic year beginning October 1st, 1915, for the reimbursement of W. H. McClellan, former superintendent of education for Limestone county.

S. 857. To further suppress the evils of intemperance; to restrict the consumption, receipt, possession and delivery of spirituous, vinous, malted, fermented, or other intoxicating or prohibited liquors and beverages prescribing procedure in defined cases, and fixing punishment and penalties.

S. 76. To abolish the office of county treasurer and to require that the county funds be deposited in such incorporated national or State bank in the several counties, as the board of revenue or court of county commissioners may elect, and to provide for the custody of such funds, and to require all acts required of the treasurer to be performed by the president of the board of revenue or county commissioners.

S. 827. To authorize the court of county commissioners of Calhoun county to appropriate funds for aiding farm demonstration, animal industry, domestic science and all other work for improving farm life, and organizing farm club life.

C. H. Miller,
Chairman.

SIGNING OF BILLS.

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the secretary of the Senate, signed the following bills:

S. 685. To ratify, confirm and validate all payments heretofore made by county treasurers on warrants drawn by probate judges under supposed valid orders of courts of county commissioners, or boards of revenue and to ratify, confirm and validate all contracts and orders made by such court of county commissioners or boards of revenue and payments made by said

board or courts of county commissioners, to aid in cattle tick eradication, but subsequently found to be illegal.

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S. 76. To abolish the office of county treasurer, and to require that the county funds be deposited in such incorporated national or State bank in the several counties, as the board of revenue or court of county commissioners may elect, and to provide for the custody of such funds and to require all acts required of the treasurer to be performed by the president of the board of revenue or county commissioners.

S. 827. To authorize the court of county commissioners of Calhoun county to appropriate funds for aiding farm demonstration, animal industry, domestic science and all other work for improving farm life, and organizing farm club life.

RECESS.

At 1:30 P. M., on motion of Mr. Holmes, the Senate took a recess until 3 o'clock this afternoon.

AFTERNOON SESSION—FORTY-FIFTH DAY.

Tuesday, September 14, 1915.

The Senate re-assembled at 3 o'clock P. M.

ROLL CALL.

On a call of the roll 24 Senators answered to their names, a quorum of the Senate.

REPORTS OF COMMITTEES.

Mr. Hall, chairman of the Standing Committee on Municipalities and Municipal Organizations, reported that said committee, in session, had acted on the following bill and ordered same returned to the Senate with a favorable report, and it was read a second time and placed on the calendar, to wit:

By Mr. Andrews:

H. 1611. To authorize municipalities to purchase sanitary or storm sewers and sewage disposal plants, and to assess the cost of said sewers to the property drained by them; to provide for the valuation of said sewers; and to prescribe the method of procedure in purchasing such sewers and levying assessments against property drained by them.

Mr. Hartwell, chairman of the Standing Committee on Finance and Taxation, reported that said committee, in session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to wit:

By Mr. Key:

S. 831. To appropriate the net revenues received by the State from the licensing of motor vehicles, dealers, and manufacturers of motor vehicles, garages, and chauffeurs, to the State highway department.

By Mr. Carmichael:

H. 1511. To provide for the preservation of all newspapers and periodicals published in the State of Alabama, and to make an appropriation to pay therefor.

By Mr. Stough:

H. 1282. To provide for the advertisement of the proposed sale of State bonds, for the sale of such bonds to the highest bidder, and for the opening of bids; and to make an appropriation for the purposes of this act. By Mr. Kelly (with amendment):

H. 410. To appropriate out of the general funds of the State not otherwise appropriated the sum of fourteen hundred and fifty-five dollars (\$1,455.00) for the relief of the children of B. A. Forrester and J. S. Forrester, late partners under the firm name of B. A. Forrester & Brother, namely: Mrs. Theodosia Folkes, R. B. Forrester, S. S. Forrester, V. T. Forrester, O. A. Forrester, H. G. Forrester, Mrs. Cenie Pilcher, W. R. Forrester, F. C. Forrester, Sibbie Forrester, F. F. Forrester, Mrs. Oattie Hodges, K. L. Forrester, Mrs. Elvie Copeland and Mrs. Ethel Cherry.

By Mr. Stewart (with amendment):

H. 643. To make an appropriation of six thousand one hundred thirty four and 09/100 dollars to cover sundry past due accounts, chargeable to the capitol repair and refurnishing fund.

By Mr. Smith of Crenshaw (by request):

H. 968. To establish a dental college or department and a pharmaceutical college or department as branches or departments of the University of Alabama for instruction in dentistry and dental surgery and pharmacy, which dental and pharmaceutical colleges shall be located in the city of Birmingham, Alabama; and to require all appropriations heretofore and hereafter made for dental and pharmaceutical education to be expended in maintaining and conducting said dental and pharmaceutical colleges in said city of Birmingham.

By Mr. Vaughan (by request, with amendment):

H. 1209. To appropriate the sum of \$171.00 to the Brown Printing Company for printing furnished the immigration commissioner and land agent.

By Mr. Blackwell (by request, with amendment):

H. 1327. To appropriate the sum of nine hundred thirty and 46/100 dollars (\$930.46) to the Brown Printing Company for printing and binding the biennial report of the railroad commission.

By Mr. Stough (with amendment):

H. 1281. To appropriate the sum of fifty-nine and 25/100 dollars to the Southern Typewriter Exchange, Montgomery, Alabama, to pay for work and labor and repairs done on typewriters belonging to the State of Alabama.

By Mr. Walden:

H. 1283. To provide pensions for soldiers and sailors in the service of the State of Alabama, and to their widows, and for soldiers and sailors in the army and navy of the Confederate States of America, and to their widows, and for the regulation of the payment thereof.

Mr. Wallace, chairman of the Standing Committee on Local Legislation, reported that said committee, in session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to wit:

By Mr. Hudson:

H. 1658. To create the office of official reporters for circuits composed of one county and two judges; to provide for their appointment; to prescribe their duties and qualifications; to fix their compensation and provide for the payment of same; and provide for special reporters in certain cases; and to abolish the office of official reporter for courts of record in such circuits.

By Mr. Pugh:

H. 1647. To make an appropriation of three hundred twenty-four and 74/100 dollars out of the fine and forfeiture fund of Clarke county, Alabama, for the relief of C. A. Coats, ex-sheriff of said county.

By Mr. Miller:

S. 867. To amend an act entitled an act to establish a separate school district in and for the city of Demopolis and the police jurisdiction thereof in Marengo county, Alabama, and to provide means to support said separate school district, approved February 10th, 1897, and to extend the territory and boundaries of said school district, and to provide means to aid in the support of the schools in said school district.

By Mr. Grayson of Mobile:

H. 1587. To amend section four of an act entitled "An act to establish a river commission for Mobile river and branches and to define its powers," approved February 28th, 1887.

By Mr. Campbell:

H. 1452. To authorize and empower the court of county commissioners of Cleburne county, Alabama, to donate to the town of Edwardsville, Alabama, the old court house building located therein.

By Mr. Davis:

H. 1464. To ratify, confirm, approve and make legal certain warrants or orders which were paid by the treasurer of Walker county, Alabama, out of the road fund or road and bridge fund of said county of Walker, from January 1st, 1909, up to and including May 1st, 1915; and to ratify, confirm, approve and make legal the payments of said warrants or orders, from said 1st day of January, 1909, up to and including May 1st, 1915.

By Mr. Lee:

H. 1588. To create the office of county treasurer for Perry county, to provide for his election and the filling of vacancies, to prescribe his duties and compensation.

By Mr. Griffin:

H. 1545. To amend sections 1, 2, 3, 6, 7, 8, and 9 of an act entitled an act to establish a separate school district in and for the city of Demopolis, and the police jurisdiction thereof in Marengo county, Alabama, and to provide means to support said separate school district. Approved February 10, 1897. And to provide means to aid in the support of the school in said district, and to provide for the election of the members of the said Demopolis school board in the Demopolis school district, and the qualifications of the members of the said board.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and adopted the following House joint resolution:

H. J. R. 239. Relative to return of S. 589.

And sends same herewith to the Senate.

W. F. Herbert,
Clerk.

HOUSE MESSAGE.

On motion of Mr. Lusk, the Senate concurred in the H. J. R. 239, the title of which is set out in the foregoing message from the House, and the secretary was directed to return to the House S. 589.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has passed the following Senate bills and returns same herewith to the Senate:

By Mr. Kline:

S. 813. To amend "An act to establish a State school for teaching agriculture and domestic economy in Lineville, Alabama, to provide for the management and control thereof, and to make appropriation to support said school," approved March 31, 1911.

Also,

By Mr. Hollis:

S. 864. Providing for the relief of R. E. Blunt, former superintendent of education of Washington county, to authorize and require the treasurer of school funds of Washington county, Alabama, to transfer certain moneys to the State treasury of Alabama.

Also,

By Mr. Jones:

S. 352. To further provide for the maintenance and better working of the public roads of Barbour county, Alabama.

Also,

By Mr. Wallace:

S. 787. To annul, remit and cancel an alleged indebtedness, claimed by the county of Shelby, against A. H. Merrill in a suit pending in the circuit court of said county.

Also,

By Mr. Bell:

S. 800. To provide a more efficient system for opening, building, changing, constructing, and working the public roads of Pickens county. A board of highway commissioners provided for, how provided, vacancies, how filled, organized of such board, duties of the chairman, duties of the secretary and treasurer, itemized

accounts of receipts and disbursements to be published, oath of office and bond to be given, salaries provided for. Impeachment of the members of the board, how done, authority, duties and powers of the board, of laws, rules and regulations concerning the public road commissioners, meetings, when and where held, adoption of new laws, rules and regulations concerning the public roads and publications of same provided for. Per capita tax and method of collecting same. May be discharged by working under direction of the board. Misdemeanor to fail to pay such tax or work ten full days, penalties provided for, court of county treasurer may be transferred to the board. All rights, powers, duties, etc., of commissioners court with reference to public roads, etc., now conferred by the general laws of the State, available and applicable to such board of road commissioners.

Also,

By Mr. Judge:

S. 744. To relieve all persons other than county convicts of any obligation to work on the public roads or to pay any penalties in default thereof, in counties in the State of Alabama whose aggregate tax values according to the complete assessments of the preceding year amount to as much as one hundred million dollars.

W. F. Herbert,
Clerk.

PROTEST.

Mr. Higgins offered the following protest:

The undersigned protests against the passage of H. 851, known as the "license bill," particular that section 23, which provides a tax of \$50 for retail and \$100 for wholesale dealers in cider. The Revenue Code of 1911 provides a State tax of \$20 on retailers, but exempts from its provisions pure apple or peach cider.

The tax provided for in section 23 of H. 851 is prohibitive in its nature, and is levied on a product of our farms, and for which no good reasons exist, especially in view of the fact that the same bill levies a tax on soft drinks in store or stand at a rate from \$5 to \$15,

and the Senate by previous action had authorized the use of coal tar dyes in the coloring of the same.

C. J. Higgins,
Third District.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bills:

H. 1129. To prescribe the duties of the commissioner of agriculture and industries in regard to the registering of fertilizer brands and materials. To prohibit fertilizer manufacturers to sell fertilizers that are wet, lumpy, or chaffy and provide a penalty for using fertilizers or fertilizer materials upon which the tag tax has not been paid and other purposes.

Also,

H. 1639. To appropriate the sum of one hundred dollars to I. J. Higginbotham to pay him for two cows killed by the State militia on Aug. 7th and 17th, 1912.

Also,

H. 1537. To appropriate twelve thousand dollars annually for the support and maintenance of the agricultural and mechanical college for negroes at Normal, Alabama.

And sends same herewith to the Senate without engrossment.

W. F. Herbert,
Clerk.

HOUSE MESSAGES.

The House bills in the foregoing House message were severally read once and referred to appropriate standing committees, as follows:

H. 1537, 1639. To the Committee on Finance and Taxation.

H. 1129. To the Committee on Agriculture.

REPORT FROM THE COMMITTEE ON REVISION OF THE
JOURNAL.

Mr. Holmes, chairman of the Standing Committee on Revision of the Journal, begs leave to report that said

committee, in session, had examined the Journal of the Senate for the forty-second, forty-third and forty-fourth legislative days and find same contains the proper entries in reference to each bill and resolution contained therein as required by the Constitution.

H. H. Holmes,
Chairman.

COMMITTEE REPORT.

On motion of Mr. Holmes, the foregoing report from the Committee on Revision of the Journal was adopted, and the Journal of the forty-second, forty-third and forty-fourth legislative days of the session was approved by the Senate.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bills:

H. 1507. To provide for the more efficient working, construction and repair of the public roads and bridges in Fayette county, Alabama; to provide for a county engineer, fix his compensation and define his duties; to provide for the appointment of road overseers in the several precincts in the county, and to fix their compensation and define their duties and powers; to authorize the purchase of necessary tools, teams, road machines and other implements; to provide for a commutation fee in lieu of working the roads; to provide for the levy of a special tax of one-fourth of one per centum for public roads and bridges; to provide funds, regulations and penalties to carry the provisions and purposes of this act into effect, and to prevent obstruction and damage to the public roads and bridges of said county.

With notice and proof thereto attached and herewith exhibited, as follows:

NOTICE

Is hereby given that the following road bill will be introduced in the Legislature for passage:

A BILL

To be entitled an act to provide for the more efficient working, construction and repair of the public roads and bridges in Fayette county, Alabama; to provide for a county engineer, fix his compensation and define his duties; to provide for the appointment of road overseers in the several precincts in the county, and to fix their compensation and define their duties and powers; to authorize the purchase of necessary tools, teams, road machines and other implements; to provide for a commutation fee in lieu of working the roads; to provide for the levy of a special tax of one-fourth of one per centum for public roads and bridges; to provide funds, regulations and penalties to carry the provisions and purposes of this act into effect, and to prevent obstruction and damage to the public roads and bridges of said county.

Section 1. Be it enacted by the Legislature of Alabama, that the court of county commissioners of Fayette county shall on or before the 1st day of January, 1916, after the approval of this act elect a county engineer who shall be the superintendent of public roads of said county; he shall be provided with a properly furnished office in the county court house or elsewhere in the county seat, and shall hold his office subject to the pleasure of the court of county commissioners. The said county engineer shall have charge of the location, construction, improvement and maintenance of the public road, and bridges of the county, subject to the general direction of the court of county commissioners; he shall be the custodian of the records of the county concerning roads and bridges, except as herein provided; he shall select all of his subordinate employees, subject to approval of the county commissioners; he shall prepare and approve all plans and specifications; and none of his plans and specifications, orders or directions shall be countermanded or changed, except by specific resolution of the court of county commissioners duly entered on the minutes showing reasons in full for countermanding the plans, specifications, orders or directions. The county engineer shall devote his entire time to the duties of his office designated herein and such

other duties as shall be assigned to him by the court of county commissioners. The salary of the county engineer shall be fixed by the court of county commissioners, provided that the salary shall not be more than \$1,500.00 per annum payable monthly. Said engineer before taking office shall furnish bond with some reliable surety company payable to Fayette county, Alabama, in the sum of three thousand dollars conditioned for the faithful performance of the duties of the said office.

Section 2. That no person shall be eligible to hold the office of county engineer unless he is a competent civil engineer and experienced in the construction and maintenance of public roads.

Section 3. That before any work is done in the construction or improvement of any road or bridge, except necessary maintenance work, the engineer shall make such surveys as may be necessary, shall prepare definite plans, specifications and an estimate of the cost of the work and shall submit said plans, specifications and estimate of cost for the approval of the court of county commissioners with a recommendation as to the best method of doing work. The court of county commissioners shall pass upon said plans, specifications and estimates and when said plans and specifications are approved, the county engineer shall be authorized to proceed with the work by contract or by force account as court of county commissioners shall direct.

If the court of county commissioners determine to do such work by contract, the county engineer shall advertise not less than ten days for bids in a newspaper published in the county, in a daily paper of general circulation in the State of Alabama, and by posting a copy of the advertisement at the court house. The said advertisement shall state the general character of the work to be done, the amount of certified check required, and the time and place at which bids will be opened. The court of county commissioners shall require all bids to be sealed and to be accompanied by a certified check which shall bind the bidder to enter into a contract in the event of his being awarded the work. If reasonable bids are received for doing the work, the contract shall be awarded to the lowest responsible bidder, provided that the court of county commissioners may reject all

bids or they may reject the bid of any contractor who is inexperienced or incompetent or who is known to have a bad record in the performance of public works.

In precincts or districts where the roads are let by contract, the contractor shall warn and work the hands in the said district who are subject to road duty and who have not paid their commutation fee after the 1st day of March, each year, and such road hands shall be required to work under the contractor as other hands are required to work under the overseers, as heretofore provided for in this act, and such contractors shall pay into the county treasury as compensation for the work of such hands apportioned to them such sums as agreed upon by the contractor and the county commissioners of said county.

Section 4. That the court of county commissioners may enter into a contract with the contractor for the construction, repair or maintenance of any road or bridge after plans, specifications and an estimate of the cost have been prepared as provided for in the preceding sections of this act, provided that all contracts for construction work be let under the preceding provisions of this act.

Section 5. That any contractor employed to construct or maintain any road or bridge, shall before entering upon the execution of such work execute a bond payable to the county of Fayette for twice the amount of the contract price; said bond to be made by a surety company approved by the court of county commissioners and conditioned upon the faithful performance of the contract, and discharge of his duties thereunder, provided that twenty per centum of the contract price be held back until work is completed and accepted.

Section 6. That if the county, any municipality, corporation, or person is injured or damaged by the failure of such contractor to faithfully perform his contract and discharge his duties thereunder, an action may be maintained, under such bond, to recover such damages as they may have suffered.

Section 7. That the county engineer shall require all bills, including estimates allowed contractors and allowances for salaries and expenses be made in duplicate. He shall certify as to the correctness of each bill, and

shall file the duplicate of each bill in his office and will issue a warrant on the county treasurer for the amount of each bill certified by him, the bill and warrant to bear the same serial number. Before a warrant issued by the county engineer shall be payable it shall have been previously authorized and approved by the court of county commissioners and shall be presented, with its corresponding original bill, to the chairman of the court of county commissioners, who shall countersign said warrant and file the original bill in his office. This file and that in the county engineer's office shall be preserved as public records and they shall be delivered by the county engineer and the chairman of the court of county commissioners to their respective successors in office. The warrants issued by the county engineer in accordance with the provisions of this act, when countersigned by the chairman of the court of county commissioners, shall be paid by the county treasurer and charged to the county roads and bridge fund, subject to the provisions and limitations of section 28 of this act.

Section 8. That the county engineer shall prepare a map of the county showing the location of all public roads and indicating the character of improvements which have been made on each road. This map shall be revised and brought up-to-date annually. A tracing of such map shall be made and deposited for safekeeping in the vault of the probate office.

Section 9. That when a new road is to be constructed or the location of an existing road to be changed, the court of county commissioners shall pass a resolution directing the county engineer to make a preliminary survey for said road, describing the terminal points of the said survey and appointing a time at which the court of county commissioners will meet to hear objections to the location of said road. As soon as practical after the passage of such resolution, the county engineer shall stake out said road and prepare a map and profile of the same. The map shall show all buildings and fences within two hundred feet of said road, and any other improvements which may affect the amount of damages which may be caused to property by the construction of said road. It shall also be the duty of the engineer to publish a notice to the effect that he has

made surveys for said road; that the map and profile are on file in his office and subject to public inspection, and giving the time when the court of county commissioners will meet to hear objections to the location of said road. Such notice shall be given by publication in a newspaper of general circulation in the county, by posting a copy at the court house, and by posting a copy at each terminal point of the survey.

The court of county commissioners shall meet at the court house at the time named in the said notice and after hearing objections to the location of said road, the said commissioners may confirm said location, order it amended or abandoned; and said action shall be shown on its minutes.

Section 10. That the court of county commissioners may secure the right of way for roads by donations, purchase or by condemnation as provided by the laws of Alabama, and may secure or accept by donation, lease or purchase, or may proceed by condemnation in the name of Fayette county under the laws of condemnation proceeding in the State of Alabama all necessary gravel beds, sand, clay or chert or other materials for road purposes.

Section 11. That the court of county commissioners shall have the right, authority and power to condemn land for road purposes under the provisions of article 1, chapter 79, of the Code of Alabama, 1907, notwithstanding the fact that there may be other modes of proceeding by law for the condemnation of land for the establishment or change of roads; and such proceedings shall be conducted in the name of the county as petitioner, and the county shall provide for the payment of all charges in connection with the condemnation of said land.

Section 12. That the court of county commissioners shall have authority to purchase such materials, supplies, teams and other equipment as may be necessary for properly carrying on the work of construction and maintenance of the public roads and bridges of the county as hereinafter provided.

The county engineer shall prepare requisitions for such materials and supplies as will be needed for roads and bridges and shall obtain quotations from at least

two dealers on each class of articles required, and shall submit said requisition to the court of county commissioners. When such requisition is approved by the court of county commissioners, the county engineer shall be authorized to purchase such approved articles at prices not exceeding those specified in the requisition.

The county engineer with the approval of the court of county commissioners shall be authorized to employ such overseers, laborers and teams and to rent such equipment as may be necessary for properly carrying on the work of construction and maintenance of the public roads and bridges of the county.

The county engineer shall employ a sufficient number of persons to systematically drag the public dirt roads of the county, as directed by the county engineer and the court of county commissioners, shall fix a price for dragging so as to allow reasonable wages for the men and teams performing such service.

Section 13. That for the purpose of maintaining the public roads the court of county commissioners shall from time to time divide the county into a convenient number of road precincts or districts and require the county engineer to appoint one or more overseers for each precinct or district not let by contract. The term of office of the said overseers shall be one year; but he may be discharged for neglect of duty or inefficiency. When a vacancy occurs in the office of overseers, the county engineer shall appoint some person to fill out the unexpired term.

Section 14. That it shall be the duty of each overseer during the month of January in each year to make a census of the persons within the area assigned to him who are subject to road duty, giving the age and color of each such person, the farm or plantation on which he resides, and the name of the road nearest to which he resides, and turn a list of such persons in to the county engineer. Each overseer shall keep an accurate statement of the names of all persons who pay commutation fee in lieu of working the road and report the same to the county engineer. He shall report to the engineer, at such times as required all commutation fees collected and shall account for all unused or mutilated receipts and the stubs for receipts issued; he shall report

to the engineer by itemized account and correct dates all money expended and for what purpose and the name, date and number of hours worked per day of all road hands on the public roads; he shall report to the engineer at such times as he may be directed the condition of the roads in his precinct and name of all defaulters. Before entering upon his duties, each overseer shall subscribe to the statutory oath to faithfully perform his duties, which oath may be administered by the county engineer.

Each overseer shall execute bond with sufficient surety in the sum of not less than double the probable amount to be collected by such foreman or overseer payable to Fayette county, Alabama, conditional for the faithful discharge of his duty and to promptly account for all money coming into his hands belonging to the road fund and for tools or other property coming into his possession belonging to the county.

Section 15. That each male person who is over the age of eighteen and under the age of forty-five years, not exempt by law, shall be subject to road duty in said county and shall be compelled to work on the public roads for ten days in each year and nine hours actual work each day, provided any person subject to road duty may be relieved from working on the roads by paying a fee of five dollars to the overseer of his precinct or the probate judge of the county on or before March first of each year, which shall constitute a part of the road fund for said county, and failing so to do, he shall be compelled to work on the public roads of said county, and provided further, that all persons subject to road duty moving into said county after March first in any year, shall be liable to road duty for the remainder of the year at the rate of ten days work for twelve months, and shall have the option of commuting said work by paying to the road overseer or other person designated by the commissioners court for his district in discharge of such liability at the rate of \$5 for ten days work.

The road year shall be the same as the calendar year.

Road foremen or overseers liable to road duty shall not be exempt from road duty, except by payment of the commutation fee.

Section 16. The probate judge of the county shall have authority to collect and receipt for commutation fees from hands in any precinct in the county and shall keep an accurate account of all money collected in the various precincts in said county, and a list by precincts of the names, amount and date of those who have paid a commutation fee, and his books shall, during office hours, be subject to public inspection and shall be examined and audited by each grand jury of said county. The probate judge shall furnish the county engineer with a list of persons who pay the commutation tax to him in lieu of personal service, and he shall turn into the county treasurer, to the credit of the precinct wherein the tax payer resides, all such taxes so collected by him.

Section 17. That it shall be the duty of all persons and of the manager or foreman of all firms or corporations having three men or more working under them subject to road duty to furnish a list of the same, and the residence of each to the foreman of their precinct, and failing or refusing so to do within ten days after notice in writing shall be guilty of a misdemeanor and on conviction fined not less than five dollars nor more than one hundred dollars.

Section 18. That the county engineer will enter the names of all persons who are subject to road duty in a suitable ledger which shall have appropriate columns for credits of money or labor.

Section 19. That the county engineer shall apportion such hands as do not pay the per capita tax to the roads nearest their places of residence, provided that no person shall be required to work on any public road the nearest portion of which road is located more than six miles from his residence. He shall employ a sufficient number of overseers, at a rate not to exceed two dollars per diem. The county engineer shall go with each overseer over the road apportioned to him and point out the work to be done and will furnish him with a list of road hands who will work under his direction.

Section 20. That all male inhabitants of the county between the ages of twenty-one and sixty-five years are subject to road duty under this act as overseers.

Section 21. That each precinct foreman or overseer shall report the condition of the roads and bridges in his

precinct to each grand jury of said county, and submit his books and accounts for inspection.

Section 22. That the engineer shall submit to the grand jury at each term for inspection all his books, accounts and vouchers, together with a general report of the condition of the roads in the county, the work he has performed, and the funds expended and for what purposes.

Section 23. The mode of warning of hands is for the overseer, or some other person appointed by him, to give two days' notice, in person or in writing, to be left at the residence, to all persons liable to work, to meet at such time and place as the overseer of the road may appoint, and with such tools, implements or property liable to road duty as he may direct.

Section 24. If any person warned fails to attend, or send a substitute, with the proper tools, agreeable to the notice, or fails faithfully to perform his duty, such person must pay for each day's default not less than one nor more than three dollars, which fine, when collected, shall be paid over to the county treasurer as a part of the road fund, to be recovered before any justice of the election precinct in which such road is, in the name of Fayette county.

Section 25. Any person liable to road duty, who fails or refuses, after legal notice, to work the public roads, either in person or by substitute, without a sufficient excuse therefor, must, on conviction be fined not less than one dollar, nor more than three dollars for each day for which he is so in default, and may also be imprisoned in the county jail, or put to hard labor for the county for not more than twenty days.

Section 26. Persons hauling logs, lumber or timber over the roads of the county to sell or for another for hire and not for their own use or for improvement of their farms, and persons regularly engaged in the business of hauling over the roads of the county shall pay a license of not more than two and one-half dollars per month for each two-horse wagon, and five dollars per month for each four-horse or large wagon or tractor engine, or road engine, or heavy vehicle used for like purposes, the amount to be fixed by the commissioners' court. It is not intended hereby to require a license for

private hauling connected with or usual to the ordinary operation of a farm, or anyone hauling cord or stove wood, whether for sale or not. It shall be unlawful to do any hauling herein forbidden without first producing such license. Any person violating the provisions of this section shall be guilty of a misdemeanor, and on conviction fined not less than ten nor more than fifty dollars, to be paid in lawful money, which fine, when collected, shall be paid over to the county treasurer as a part of the road fund. It shall be the duty of the county engineer and the overseers of the county to report all violations of the provisions of this section, which may come under their observations, to the grand jury of said county.

Section 27. That all money received by the county from license taxes on automobiles shall be paid into the county road and bridge fund and used only for the construction and maintenance of public roads and bridges.

Section 28. That the court of county commissioners of Fayette county, shall at the time of making the annual levy of taxes for general and county purposes levy special tax for roads and bridges on all the taxable property of the county of one-fourth of one per centum on the assessed value of such taxable property, which shall be collected as other taxes, and when paid into the treasury of said county shall be kept separate and apart from other funds, and used only for the maintenance or building of the public roads and bridges of said county. Provided, however, that if the general fund of the county is insufficient to pay the county engineer, overseers, laborers and teams, they may be paid out of the one-fourth of the one per centum tax above provided for, when so ordered by the court of county commissioners of said county.

Section 29. That the county engineer provided for in this act, or overseer, or other office on whom any duty is imposed as to public roads, who neglects to perform the same, in case no other provisions has been made for the punishment of such neglect, is guilty of a misdemeanor, and upon conviction, must be fined not less than ten nor more than fifty dollars, and also be imprisoned in the county jail, or put to hard labor for the county, for not more than twenty days.

Section 30. That the county commissioners shall appropriate from the general fund of said county such sums as may be spared to the special road fund for use as herein provided and may borrow money for such purpose, interest not to exceed eight per centum per annum.

Section 31. That when the citizens of any community shall raise by donation or otherwise, money or labor to be expended for construction or improving any particular roads, it shall be the duty of the county commissioners to render such assistance as they may be able, in money or with county machinery, as they may deem best, having regard for the importance of the work and the funds in hand for that purpose.

Section 32. That the funds annually expended under the provisions of this act in each precinct for road and bridge improvement shall be equal to the commutation fees in said precinct, and shall be in proportion as near as possible to the funds raised by taxes and commutation fees therein for road purposes.

Section 33. That the convicts of the county may be worked upon the public roads or bridges of the county or they may be worked under the direction of the court of county commissioners in quarries, gravel pits or any plant owned by the county and used for the production of road materials, although said quarry, pit or plant may be located in another county or said convicts may be hired to another county or hired and worked as now or hereafter provided by the laws of Alabama.

Section 34. That the county commissioners shall be authorized to make such rules and regulations as to road improvement, not inconsistent with this act, as may be necessary to comply with any law of the State extending State aid.

Section 35. That the provisions of this act shall become effective on January 1st, 1916.

Section 36. That none of the provisions of the general laws of Alabama regarding public roads are repealed by the provisions of this act, except in so far as they conflict with the terms of this act. All laws and parts of laws, local and general, that conflict with the terms of this act are hereby repealed.

State of Alabama, }
Fayette County. }

Before me, D. O. McConnell, clerk of the circuit court of Fayette county, personally appeared J. W. Young, editor of the Fayette County Times, who, being duly sworn, says that a certain road bill, copy of which is hereto attached, was published in said newspaper for four consecutive weeks, beginning on the 16th day of July, 1915, and ending on the 6th day of August, 1915.

(Signed) J. W. Young,
Editor Fayette County Times.

Sworn to and subscribed before me, this 9th day of August, 1915.

(Signed) D. O. McConnell,
Clerk Circuit Court.

Also,
By Mr. Davis:

H. 1467. For the relief of Walter Jones, as administrator of the estate of P. P. Jones, deceased.

With notice and proof thereto attached and herewith exhibited, as follows:

NOTICE.

Notice is hereby given that a bill in substance as follows will be introduced in the present session of the Legislature of Alabama: A bill to be entitled an act for the relief of Walter Jones, administrator of the estate of P. P. Jones, deceased.

Whereas, P. P. Jones paid into the State treasury the sum of twelve hundred and fifty dollars in payment for section 16, township 16, range 6, in Walker county, Alabama, containing four hundred and forty acres, on March 1st, 1910; and whereas, the State had previous to that time parted with its title to the northwest quarter of such section, containing 80 acres, as was judicially ascertained by decrees of the chancery court of Walker county and of the Supreme Court of Alabama; therefore, be it enacted by the Legislature of Alabama:

Section 1. That the State auditor is hereby authorized and directed to draw his warrant on the State treasury in favor of the estate of Walter Jones,

administrator of the estate of P. P. Jones, deceased, for the sum of four hundred and eighty-one and 75/100 dollars (\$481.75) and the State treasurer is hereby authorized and directed to pay said warrant.

State of Alabama, }
Walker County. }

Before me, J. F. Craig, a notary public in and for said State and county, personally appeared L. S. Richardson, who, being first duly sworn, deposed and says on oath that he is publisher of The Mountain Eagle, a newspaper published at Jasper, in Walker county, Alabama, and that the notice hereto attached has appeared and been published once a week for four consecutive weeks in the said Mountain Eagle, to wit: On January 20th, January 27th, February 3rd, and February 10th, 1915.

L. S. Richardson,
Publisher.

Sworn to and subscribed before me, this the 16th day of July, 1915.

J. F. Craig,
Notary Public.

Also,
By Mr. Tarrant:

H. 1642. For the relief of L. F. Jackson.

With notice and proof thereto attached and herewith exhibited, as follows:

Notice is hereby given that there will be introduced in the Legislature of Alabama at the adjourned session to be held beginning July 13, 1915, a bill entitled:

AN ACT

For the relief of L. F. Jackson.

Section 1. That there be and is hereby appropriated out of the fine and forfeiture fund of Jefferson county, Alabama, the sum of one hundred dollars for the use and benefit of L. F. Jackson.

Sec. 2. That the treasurer of Jefferson county be and is hereby directed to pay L. F. Jackson the sum

of one hundred dollars out of any money on hand belonging to such fund.

State of Alabama, }
Jefferson County. }

Before me, S. J. Sullivan, a notary public in and for said State and county, personally appeared L. P. Hill, and after being duly sworn by me says: My name is L. P. Hill, editor of the Ensley Enterprise, a newspaper published in said State and county, and that the notice hereunto attached was published four consecutive weeks in said paper, to wit, July 10, 17, 24, 31, 1915.

S. J. Sullivan,
Notary Public.

Also,

H. 1172. For the relief of Cora Dickinson of Jefferson county, Alabama, for the death of her husband, Robert F. Dickinson, who was killed by falling rock in Lucile Mine in Bibb county, Alabama, on the 26th day of May, 1913, while in the employment of the State of Alabama.

With notice and proof thereto attached and herewith exhibited, as follows:

Notice is hereby given that a bill will be introduced at the present session of the Legislature, when the same shall reassemble on July 13th, 1915, after the recess of said Legislature, and the substance of the proposed law will be:

A Bill to be Entitled
AN ACT

For the relief of Cora Dickkinson, of Jefferson county, Alabama, for the death of her husband, Robert F. Dickinson, who was killed by falling rock in Lucile Mine, in Bibb county, Alabama, on the 26th day of May, 1913, while in the employment of the State of Alabama.

Section 1. Be it enacted by the Legislature of Alabama, that an appropriation of two thousand, five hundred dollars be and the same is hereby made for the relief of Cora Dickinson, widow of Robert F. Dickinson, who was killed by falling rock in Lucile Mine, in Bibb

county, Alabama, on the 26th day of May, 1913, while in the employment of the State of Alabama.

Sec. 2. That the amount of money named in the foregoing section shall be paid out of any funds in the treasury not otherwise appropriated, and that the State auditor be and is hereby authorized and required to draw his warrant on the treasurer for the amount named in section 1 of this act.

State of Alabama, }
Jefferson County. }

I, L. P. Hill, being first duly sworn, depose and say as follows: That I am a resident and citizen of Jefferson county, Alabama, and the owner and publisher of the Ensley Enterprise, a newspaper published in Jefferson county, Alabama; that notice to apply for the passage of the following proposed bill by the Legislature of Alabama, has been published in the said newspaper, the Ensley Enterprise, once a week for four consecutive weeks, to wit, on the 12th, 19th and 26th days of June and the 3rd day of July, 1915, and that said notice was published without costs to the State of Alabama, as provided by section 106 of the Constitution of the State of Alabama.

L. P. Hill.

Subscribed and sworn to before me on this, the 12th day of July, 1915.

J. L. Dramer,
A Notary Public, Jefferson County, Alabama.

Also,

H. 1622. To make the clerk of the circuit court of Colbert county, ex-officio clerk of the county court.

With notice and proof thereto attached and herewith exhibited, as follows:

NOTICE.

Notice is hereby given that the following bill will be introduced at the present session of the Legislature of Alabama, when it reconvenes in July, 1915, to be entitled

AN ACT

To make the clerk of the circuit court of Colbert county ex-officio clerk of the county court.

Section 1. Be it enacted by the Legislature of Alabama, That from and after the passage of this act the clerk of the circuit court of Colbert county be and he is hereby made ex-officio clerk of the county court of said county, and shall receive the same fees in all cases while acting as such clerk of the county court, as are received by the clerk of the circuit courts of this State.

The State of Alabama, }
Colbert County. }

Before me, William H. Shaw, a notary public in and for said State and county, personally appeared D. R. Pomeroy, who being duly sworn deposes and says that he is and has been for the past twelve months assistant editor of the *Alabamian-Dispatch*, a newspaper published at Tuscumbia, Colbert county, Alabama, and as such has authority to make this affidavit that the foregoing notice of an act entitled an act to make the clerk of the circuit court of Colbert county, ex-officio clerk of the county court of Colbert county was published in said newspaper four consecutive weeks, said notice appearing in said paper in its issues of April 15th, 1915, April 22nd, 1915, April 29th, 1915, and May 6th, 1915.

D. R. Pomeroy.

Sworn to and subscribed before me this 28th day of August, 1915.

William H. Shaw,
Notary Public.

Also,

H. 1621. To authorize the commissioners' court of Calhoun county, Alabama, to employ, prescribe the duties and fix the compensation of a clerk for said court.

With notice and proof thereto attached and herewith exhibited, as follows:

NOTICE.

Application to the present Legislature will be made to enact a law to authorize the commissioners' court

of Calhoun county, Alabama, to employ, fix the compensation and prescribe the duties of a clerk for said court.

State of Alabama, }
Calhoun County. }

Before me, E. H. Hanna, register in chancery in and for said State and county, personally appeared E. J. Lyman, who, being duly sworn, deposes and says that he is business manager of the Anniston Evening Star and Daily Hot Blast, a newspaper published in Anniston, Calhoun county, Alabama, and that the notice of proposed legislation hereto attached was published in said paper beginning June 8th, 1915, and for four consecutive weeks thereafter.

E. J. Lyman,
Business Manager Anniston Evening Star and
Daily Hot Blast.

The above subscribed and sworn to before me, this the 12th day of July, 1915.

E. H. Hanna,
Register in Chancery of Calhoun County.

And send same herewith to the Senate without engrossment.

W. F. Herbert,
Clerk.

HOUSE MESSAGES.

The House bills in the foregoing House message were severally read once and referred to appropriate standing committees, as follows:

H. 1467, 1507, 1621, 1622, 1642. To the Committee on Local Legislation.

H. 1172. To the Committee on Finance and Taxation.

INDEFINITE POSTPONEMENT OF BILL.

On motion of Mr. Lusk, the Senate indefinitely postponed the consideration of:

S. 339. To regulate and provide a uniform method for the keeping of all accounts and records of work, expenditures and receipts by officers of the several coun-

ties of the State of Alabama, who perform any service for which they receive compensation from the State or county, or who receive any money for the State or county, for which they are required by law to account, or pay to either the State or to the county, to provide for a uniform system of keeping such accounts, and to require the chief examiner of public accounts to prescribe the **form of such accounts** and the methods of keeping the same, and to require the several counties to pay for such books and record as may be required for the proper keeping of such accounts, to regulate the manner of purchasing such books, and to prescribe penalties for a violation thereof.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has amended as therein shown, and as amended has passed, the following Senate bill:

S. 438. To alter and re-arrange the corporate limits of the city of Mobile, Alabama.

S. 486. To amend section 1678 of the Code of Alabama of 1907, as amended by act approved April 18, 1911.

And returns same herewith to the Senate.

W. F. Herbert,
Clerk.

HOUSE MESSAGE.

On motion of Mr. Hartwell, the Senate concurred in the following amendment by the House to S. 438, the title of which is set out in the foregoing message from the House, to wit:

Substitute for S. 438.

A BILL

To be entitled an act to alter and re-arrange the boundaries of the city of Mobile, in the State of Alabama.

Be it enacted by the Legislature of Alabama.

1. That from and after the passage of this act, the boundaries of the city of Mobile, Alabama, shall be altered and re-arranged so as to be as follows:

Commencing at the south bank of three mile creek at its mouth; thence running east to the east bank of Spanish river; thence down the east bank of said river to the extreme southern point of the island; thence south to a point which will intersect the south boundary or township four south; thence west along a line to a point which is due south of a point on the south line of Government street, which point on said south line of Government street is ten and one-half feet eastwardly of the southeast corner, or intersection of Government street and Mary's lane, as measured along the south line of Government street, said point on said line of Government street being now designated by a concrete monument; thence from said point on said south boundary line running due north along a line to a point which is two hundred feet south of the south line of Government street as measured on a line running due north and south; thence from said point which is two hundred feet south of said south line of Government street running westwardly along a line parallel with the south line of Government street to a point which is twenty-five feet northeastwardly from the most northerly rail of the main line of track, as now located, of that certain railroad known, or lately know, as the New Orleans, Mobile and Chicago Railroad, said distance of twenty-five feet from said rail to said point being measured along a line parallel with the south line of Government street; thence from said point running northwardly along a line twenty-five feet northwardly from and parallel with the said northerly rail of the main track of said railroad, now, or lately, known as the New Orleans, Mobile and Chicago Railroad to a point on the east line of Fulton street; thence northwardly along the east line of Fulton street to the south line or Old Shell road; thence eastwardly along the south line of Old Shell road to a point, which is due north of a point on the south line of Government street, which said point on said line of Government street is ten and one-half feet eastwardly of the southeast corner, or intersection, of Government street and Mary's lane, as measured along the south line of Government street, said point on said line of Government street

being now designated by a concrete monument; thence from said point on the south line of Old Shell road running due north to a point at the south bank on Three Mile creek; thence down the said south bank of said Three Mile creek to the place of beginning.

2. Be it further enacted, that the boundaries set out in section one be, and the same are, hereby established as the corporate limits of the city of Mobile, a **municipal corporation in Mobile county, Alabama.**

3. Be it further enacted, that all laws or parts of laws, in conflict with this act be, and the same are hereby repealed.

Yeas, 19; nays, 0.

Yeas:

Yeas:

Messrs.:	Green	Judge	Miller
Brown	Hartwell	Key	Milner
Burns	Higgins	Kline	Thach
Denson	Hill	Lewis	Wallace
Elrod	Holmes	Lusk	Weathers

—19.

Nays, 0.

On motion of Mr. Lee, the Senate non-concurred in the following amendment by the House to S. 486, the title of which is set out in the foregoing message from the House, to wit:

To amend by striking out of subdivision 7, on page 2, all after the word "provided," in the third line of that subdivision, and writing instead, "that no part of the public school fund shall be appropriated by any county board of education or paid by any county superintendent of education to any high school."

Amend by adding to paragraph 7 the following: "The monies and sums hereby mentioned and appropriated shall be instead of all other appropriations to the public schools; and the act approved April 18th, 1911, is hereby expressly repealed."

And requests a Committee of Conference on said House amendments. The President of the Senate appointed as conferees on the part of the Senate: Messrs. Lee, Bonner, and Cooper.

BILL RETURNED AND RECOMMITTED.

Mr. Green, chairman of the Standing Committee on Banking and Insurance, reported that said committee, in session, had acted upon the following bill and ordered the same returned to the Senate with a recommendation that it be re-referred to the Standing Committee on Finance and Taxation, to wit:

H. 389. To create a department of insurance for the State of Alabama; defining the duties and powers of such department; providing for the necessary officers for such department; defining their duties and powers; and vesting such officers with all the authority now exercised by any other officers pertaining to the insurance business in this State, thereby relieving such other officers of all duties and responsibilities relating or pertaining to the insurance business in the State of Alabama.

Pursuant therewith, the President of the Senate re-referred said bill to the Standing Committee on Finance and Taxation.

BILLS ON THIRD READING.

The bill:

S. 330. To amend section 6006, Code of Alabama, 1907.

Was taken up.

Mr. Hill offered the following amendment to said bill:

To amend S. 330 by adding in the caption and body of the bill the words "and Court of Appeals Reports" following the words "Supreme Court Reports," wherever they occur therein.

Which was adopted.

Yeas, 18; nays, 0.

Yeas:

Messrs.:	Faulk	Holmes	Miller
Brown	Green	Judge	Pride
Burns	Hartwell	Key	Thach
Cooper	Higgins	Kline	Wallace
Ellis	Hill	Lusk	—18.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed, and ordered sent forthwith to the House without engrossment.

Yeas, 18; nays, 0.

Yeas:

Messrs.:	Ellis	Holmes	Miller
Brown	Green	Jones	Pride
Cooper	Hartwell	Key	Thach
Denson	Higgins	Kline	Wallace
Easterly	Hill	Lusk	—18.

Nays, 0.

The bill:

S. 878. To amend section 36 of an act "To create a banking department of the State of Alabama and through this department to regulate, examine and supervise banks and banking, and to punish certain prohibited acts relating thereto," approved March 7, 1911.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment.

Yeas, 20; nays, 0.

Yeas:

Messrs.:	Faulk	Holmes	Lusk
Brown	Green	Judge	Miller
Burns	Hall	Key	Pride
Denson	Hartwell	Kline	Wallace
Easterly	Higgins	Lewis	Weathers
Ellis			—20.

Nays, 0.

The bill:

H. 101. To require all county solicitors, all circuit solicitors, any solicitor of any court of record to give opinions to all county officials on all matters connected with their offices, except in suits against official bonds.

Was read a third time at length and passed.

Yeas, 21; nays, 0.

Yeas :

Messrs.:	Faulk	Judge	Miller
Brown	Green	Key	Pride
Cooper	Hartwell	Kline	Thach
Denson	Higgins	Lewis	Wallace
Easterly	Hill	Lusk	Weathers
Ellis	Holmes		—21

Nays, 0.

The bill:

H. 1123. To permit all common carriers in this State to grant free transportation to needy Confederate veterans to and from the State and National reunions of the United Confederate Veterans.

Was read a third time at length and passed.

Yeas, 19 ; nays, 1.

Yeas :

Messrs.:	Easterly	Hartwell	Kline
Bonner	Ellis	Higgins	Miller
Brown	Faulk	Holmes	Thach
Cooper	Green	Judge	Wallace
Denson	Hall	Key	Weathers

—19.

Nay: Mr. Lusk.—1.

The bill:

H. 1426. To amend section 1421 of the Code of 1907 of the State of Alabama.

Was read a third time at length and passed.

Yeas, 19 ; nays, 0.

Yeas :

Messrs. :	Ellis	Holmes	Lusk
Brown	Green	Judge	Miller
Cooper	Hall	Key	Thach
Denson	Hartwell	Kline	Wallace
Easterly	Higgins	Lee	Weathers

—19.

Nays, 0.

INDEFINITE POSTPONEMENT OF BILL.

On motion of Mr. Hall, the Senate indefinitely postponed the consideration of:

S. 320. To amend section 1782 of the Code of Alabama, 1907. (Relates to sale of school and indemnity lands.)

BILLS ON THIRD READING RESUMED.

The bill:

H. 869. provide for the appointment of a uniform accounts and records commission for the State of Alabama, to prescribe its powers and duties, and to make an appropriation for carrying on its work and activities.

Was taken up.

The Committee on Finance and Taxation offered the following amendment to said bill:

Amend H. 869 by inserting in lieu of section 6 a new section in words and figures as follows:

"6. That after the commission shall have agreed upon and adopted a system of uniform accounting and record keeping as required herein, it shall advertise for sealed bids for the preparation, printing, or manufacture, either for the whole, or any part or parts, or by class or classes, or by offices, of the several books, forms, blanks and other records so adopted, such advertisement to be published in one newspaper published in Birmingham, Mobile and Montgomery for two successive weeks. They shall also address communications to at least ten reputable printers, book binders, stationers and blank book manufacturers doing business in the State of Alabama, inviting them to submit sealed bids. All bids shall be accompanied by a bond for five thousand dollars, in some reputable guaranty company, conditioned for the prompt and faithful execution of the contract, if the same shall be let to such bidder, and also conditioned that if the contract shall be awarded, a bond will be given for the faithful preparation, printing or manufacture of the several books, forms, blanks and other records which may be embraced in the contract. The commission shall have authority in

its discretion, to let the contract to one or more bidders, or for the whole or any part or parts, or by class or classes, or by offices, for the several articles herein required. The persons, firms or corporations, to which the contract or contracts are let, before entering upon the performance thereof, shall be required to execute a bond in a sum equal to one-third of the contract price as agreed upon, conditioned for the prompt and satisfactory completion of the contract, under the terms and in the time specified. The commission shall have the right to reject any and all bids, and shall have the sole right to determine all questions as to the compliance with the terms of the contract and the conditions of the bond. After the supply of books, forms, blanks, and other records so prepared has been exhausted, all of such books, forms, blanks and other records as may be necessary for future use, shall be ordered in accordance with the laws then existing for the purchase of supplies for the several State offices, institutions and counties, but they shall all strictly conform in every particular to the system or systems adopted and provided herein.

Which was adopted.

Yeas, 23; nays, 0.

Yeas:

Messrs.:	Faulk	Holmes	Miller
Brown	Green	Judge	Milner
Burns	Hall	Key	Pride
Denson	Higgins	Kline	Thach
Ellis	Hill	Lee	Wallace
Elrod	Hollis	Lusk	Weathers

—23.

Nays, 0.

Mr. Lusk offered the following amendment to said bill, to wit:

1. Amend the title of the bill by striking out all after the word "act," and inserting in lieu thereof the following: "To provide a uniform method and system for the keeping of all accounts and records of the several State offices, departments, commissions, bureaus and

boards, the State institutions, and the several officers of the several counties of the State, and to provide for the appointment of a commission to be known as the uniform accounts and records commission, to prescribe its powers and duties, and to make an appropriation therefor."

2. Amend section 1 by striking out all after the word "ex-officio," where it appears the second time in the section, and insert in lieu thereof the following words: "The State auditor, the State treasurer, and the attorney general."

Also amend by striking out the word "ex-officio" wherever it appears in said section.

3. Amend section 2 by inserting after the word "prescribe," where it first appears in said section, the following words: "The size, grade of paper, binding, indexing and labeling of books and records."

Also amend said section further by inserting before the word "counties," where it last appears in said section, the words "several officers of."

4. Amend section 3 by inserting after the word "install," where it first appears in line one, the following words: "For the several State offices, departments, commissions, bureaus, boards and State institutions."

Also amend by adding after the word "incorporated," the words, "as far as possible."

Further amend section 3 by adding after the word "due," in line six at the end of subdivision 3 the following words: "Except that small items of expenses, such as express, freight or drayage, or other charges not exceeding ten dollars (\$10.00) may be paid by heads of departments and reimbursed to them by the State auditor, as other accounts or claims are paid."

Also amend said section 3 further by adding to the end thereof the following words: "Said system shall further provide for the daily entry, upon such books as are prescribed by the commission for the use of the county officers, of all moneys received, showing from whom received, and for what fund, or for what purpose, and the amount thereof, and shall likewise show daily entries of all remittances of said funds, and to what office or officers, or department, and how remitted

and the amount, and such remittances shall be made as are now or may hereafter be required by law."

5. Amend section 4 by striking out the word "January" where it first appears in the line three of said section, and inserting the word "October."

Amend said section further by inserting after the word "sixteen," in line four of said section, the following words: "For the several counties of the State, but may be installed and put in operation as to all state offices, departments, commissions, bureaus, boards and state institutions at such time as may be deemed proper by the commission."

Amend said section further by striking out the letter "a" before the word "secretary," in line four, and inserting in lieu thereof "the Director of the Department of Archives and History shall be."

After the word "secretary," strike out the following words: "Shall be elected who may be paid a reasonable compensation for a period of not longer than January 1, 1916."

Amend section 4 further by adding after the words "two thousand" these words, "and five hundred."

6. Amend section 5 by striking out of said section the following words, "certified public."

7. Amend section 7 by striking out these words: "Through the State purchasing agent."

Amend section 7 further by striking out "State purchasing agent," where these words appear the second time in said section, and insert in lieu thereof the following: "The secretary of the commission."

8. Amend section 8 by striking out the second sentence thereof, beginning with the words, "the three," and ending with the words, "day's service."

Amend section 8 further by striking out these words in lines four and five: "Including payment of the secretary."

9. Amend section 9 by striking out where it first appears in said section in line two, the word "and," and inserting in lieu thereof the word "or."

Amend section 9 further by striking out after the word "misdemeanor," where it appears in said section, the following words: "And on conviction shall be fined not exceeding one hundred dollars."

Which was adopted.

Yeas, 21; nays, 0.

Yeas:

Messrs.:	Green	Holmes	Miller
Burns	Hall	Judge	Pride
Cooper	Hartwell	Key	Thach
Easterly	Higgins	Kline	Wallace
Elrod	Hill	Lusk	Weathers
Faulk	Hollis		

—21.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 20; nays, 0.

Yeas:

Messrs.:	Faulk	Hollis	Lusk
Burns	Hall	Holmes	Pride
Cooper	Hartwell	Judge	Thach
Easterly	Higgins	Key	Wallace
Ellis	Hill	Kline	Weathers
Elrod			

—20.

Nays, 0.

The bill:

S. 212. To appropriate \$8,901.62 out of the State treasury in favor of the city of Montgomery, for the pavement and improvement of Washington street, extending from Bainbridge street to Union street; for the pavement and improvement of Bainbridge street, from Monroe street to Washington street and for the pavement and improvement of Union street, from Monroe street to Washington street, abutting the property known as the "State capitol grounds."

Was taken up.

The Committee on Finance and Taxation offered the following amendment to said bill, to wit:

Amend S. 212 by adding at the end of said bill the following: "Or so much thereof as is ascertained by the commission hereinafter provided."

Sec. 3. Provided, however, that the Governor, the attorney general, the State auditor, the State treasurer and the director of the department of archives and history shall be and constitute a commission whose duty it shall be to ascertain how much is due, and shall make an award in writing to the Governor as to the amount so due, and the said Governor shall in writing order the State auditor to draw his warrant upon the State treasurer for the amount ascertained to be due, and it shall be the duty of the State treasurer to pay said warrant out of any money in the treasury not otherwise appropriated.

Which was adopted.

Yeas, 22; nays, 0.

Yeas:

Messrs.:	Elrod	Hill	Miller
Bonner	Faulk	Holmes	Pride
Burns	Green	Judge	Thach
Cooper	Hall	Key	Wallace
Easterly	Hartwell	Kline	Weathers
Ellis	Higgins	Lusk	—22.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed, and ordered sent forthwith to the House without engrossment.

Yeas, 19; nays, 0.

Yeas:

Messrs.:	Elrod	Higgins	Lusk
Burns	Faulk	Hill	Miller
Cooper	Green	Holmes	Milner
Easterly	Hall	Judge	Thach
Ellis	Hartwell	Key	Wallace
			—19.

Nays, 0.

The bill:

H. 1448. To repeal sections 5765, as amended by an act approved August 25th, 1909 (Pamphlet Laws of 1909, page 279), 5766, 5767, 5768, as amended by an

act approved April 13th, 1911 (Pamphlet Laws of 1911, page 390); 5769; 5770; 5771; 5772; 5773; 5774; 5775; 5776; 5777; 5778; 5779; 5780; 5781; 5782; 5783; 5784; 5785; 5786; 5787; 5788; 5789; 5790; 5791; 5792; 5793; 5794; 5795; 5796; 5797; 5798; 5799; 5800; 5801; 5802; 5803; 5804; 5805; 5806; 5807; 5809; 5810; 5811; 5812; 5813; 5814; 5815; 5816; 5817; 5818; 5819; 5820; 5821; 5822; 5823; 5824; 5825; 5826; 5827; 5828; 5829; 5830; 5831; 5832; 5833; 5834; 5835; 5836; 5837; 5838; as amended by an act approved August 20th, 1915; 5839; 5840; 5841; 5842; 5843; 7732; 7734; 7735; 7736; 7737; 7738; 7740; 7741; 7742; 7743; and 7744 of the Code of Alabama of 1907.

Was taken up.

The Committee on Public Roads and Highways offered the following amendment to said bill, to wit:

Amend the bill by inserting after section "5779" and before section "5790," the following: "5780, 5781, 5782, 5783, 5784, 5785, 5786, 5787, 5788, 5789."

Which was adopted.

Yeas, 18; nays, 3.

Yeas:

Messrs.:	Hall	Jones	Miller
Bonner	Hartwell	Judge	Thach
Brown	Higgins	Key	Wallace
Ellis	Hollis	Kline	Weathers
Green	Holmes	Lewis	—18.

Nays:

Messrs.:	Cooper	Hill	Lusk
			—3.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 15; nays, 4.

Yeas:

Messrs.:	Green	Holmes	Lewis
Bonner	Hall	Judge	Thach
Burns	Hartwell	Key	Wallace
Ellis	Higgins	Kline	Weathers
			—15.

Nays:

Messrs.: Hill Lusk Miller
Elrod —4.

Elrod

—4.

The bill:

S. 783. To amend section 4007 of the Code of Alabama, 1907. (Regulates competency of parties testifying in cases where they have an interest.)

Was taken up.

The Committee on Judiciary offered the following amendment to said bill, to wit:

Amend by striking out the word “principal” before the word “beneficiary,” and by striking out the words “to testify” after the word “competent” and before the words “as an attesting,” and by striking out the words, “for probate thereof or in any contest of such will.”

And by adding after the last word of the bill these words: "And the declarations of officers and agents of corporations made while they are such officers or agents when relevant are admissible notwithstanding such officer or agent is at the time of making such declaration not in the discharge of duties concerning such office or agency."

Which was lost.

Yeas, 11; nays, 13.

Yeas :

Messrs. :	Hartwell	Hollis	Lusk
Cooper	Higgins	Judge	Pride
Faulk	Hill	Kline	Weathers

—11.

Cooper

Higgins

Judge

Pride

Faulk

Hill

Kline

Weathers

—11.

Nays:

Messrs. :	Elrod	Lee	Milner
Bonner	Green	Lewis	Thach
Brown	Holmes	Miller	Wallace
Ellis	Key		—13.

Bonner

Green

Lewis

Thach

Brown

Holmes

Miller

Wallace

Ellis

Key

—13.

Mr. Hill offered the following amendment to said bill,
to wit:

Amend the bill by inserting the following at the end of the bill: "Provided, that this act shall not apply to any will executed prior to this act becoming a law."

Which was adopted.

Yeas, 19; nays, 2.

Yeas:

Messrs.:	Ellis	Hill	Lewis
Bonner	Faulk	Hollis	Lusk
Burns	Green	Holmes	Miller
Cooper	Hartwell	Judge	Milner
Denson	Higgins	Kline	Weathers

—19.

Nays: Messrs. Key and Lee.—2.

And said bill, as thus amended, was read a third time at length and lost.

Yeas, 10; nays, 10.

Yeas:

Messrs.:	Higgins	Judge	Pride
Denson	Hill	Kline	Weathers
Hartwell	Hollis	Lusk	

—10.

Nays:

Messrs.:	Green	Lewis	Thach
Ellis	Key	Miller	Wallace
Elrod	Lee	Milner	

—10.

Mr. Milner, the presiding officer at the time, declared said bill lost for want of a majority.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has amended as therein shown, and as amended has passed, the following Senate bill:

S. 639. To aid and encourage technical education in the State of Alabama, by providing increased facilities, buildings and maintenance for the Alabama Polytechnic Institute.

And sends same herewith to the Senate.

W. F. Herbert,
Clerk.

HOUSE MESSAGE.

On motion of Mr. Hartwell, the Senate concurred in the following amendment by the House to S. 639, the

title of which is set out in the foregoing message from the House, to wit:

Substitute to S. 639 reported by the Committee of the House on Appropriations.

A Bill to be Entitled
AN ACT

To aid and encourage technical education in the State of Alabama by providing increased facilities, buildings and maintenance for the Alabama Polytechnic Institute.

Be it enacted by the Legislature of Alabama.

1. That the appropriations made in and by the act approved April 13th, 1911, and which have not been paid, are hereby continued and confirmed.

2. That there is hereby appropriated out of any money in the State treasury, for the maintenance of the Alabama Polytechnic Institute, annually for every year, beginning October 1st, 1915, the sum of fifteen thousand dollars in addition to the appropriations now made by law.

Yeas, 16; nays, 5.

Yeas:

Messrs.:	Higgins	Key	Milner
Brown	Hill	Kline	Pride
Cooper	Holmes	Lee	Wallace
Hall	Judge	Lewis	Weathers
Hartwell			—16.

Nays:

Messrs.:	Faulk	Milner	Pride
Elrod	Lusk		—5.

REPORT FROM COMMITTEE ON ENGROSSED BILLS.

Mr. President:

Your Standing Committee on Engrossed Bills, beg leave to report that said committee, in session, have examined and compared the following engrossed bill with the original and find same correctly engrossed, to wit:

S. 672. To make an annual appropriation of \$10,000, in addition to that now provided by law for the support and maintenance of the State normal school at Daphne, Baldwin county, Alabama.

W. J. Price,
Chairman.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bills:

H. 1060. To regulate the catching of fish in streams, rivers, lakes, bayous, creeks and sloughs in the State of Alabama and to prohibit the use of seines, cast nets, gill nets, tresmire nets, or nets of a like kind in said waters and within three hundred feet of the mouth thereof and to provide for the destruction thereof and to provide for the destruction of any of said nets when used in violation of this act, and to provide rules of evidence for prosecutions under the provisions of this act.

By Mr. Fite of Tuscaloosa:

H. 1220. To provide for and regulate the examination, licensing, and admission to the bar of attorneys at law, the practice of such attorneys and their authority, duties, and liabilities, and the suspension or removal of such attorneys, and the proceedings for such suspension or removal and the costs on such proceedings, and to prescribe and provide for the oath to be taken by such attorneys, and to provide for the punishment of violations of this act, and of those who practice law without a license.

H. 1628. To prescribe the qualifications, duties and compensation of coroners, in counties of this State of two hundred thousand inhabitants or more, according to the last preceding Federal census or any subsequent federal census.

And sends same herewith to the Senate without engrossment.

W. F. Herbert,
Clerk.

HOUSE MESSAGES.

The House bills in the foregoing House message were severally read once and referred to appropriate standing committees, as follows:

H. 1060. To the Committee on Fish, Game and Forestry.

H. 1220. To the Committee on Revision of Laws.

H. 1628. To the Committee on Local Legislation.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bills:

H. 965. "To authorize the courts of county commissioners or boards of revenue of the respective counties in the State of Alabama to purchase and maintain blood hounds, and provide for the payment of expenses for hiring hounds on certain occasions."

Also,

H. 1590. To authorize county commissioners or boards of revenue in counties in this State of one hundred and fifty thousand inhabitants or more according to the last Federal census to employ janitors for court houses and other county buildings.

Also,

H. 711. To prohibit the collection of a county tax in civil suits in the Tuscaloosa county court, when judgment is rendered for less than \$300.00.

Also,

H. 1649. To fix the time of holding the circuit court of Coffee county, at Elba, Alabama.

And sends same herewith to the Senate without engrossment.

W. F. Herbert,
Clerk.

HOUSE MESSAGES.

The House bills in the foregoing House message were severally read once and referred to appropriate standing committees, as follows:

H. 965, 1590. To the Committee on Local Legislation.

H. 711, 1649. To the Committee on Judiciary.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and adopted the following joint resolution:

By Mr. Green:

H. J. R. 240. Whereas, an explosion is reported to have taken place at Banner mines and several convicts have lost their lives, therefore, be it resolved by the House, the Senate, concurring, that the Speaker of the House appoint two members and the presiding officer of the Senate appoint one member of the Senate, who shall constitute a committee to visit said mine and examine fully the cause of the explosion, the results of the same and the conditions prevailing at said mine at the time of the explosion.

And sends same herewith to the Senate.

W. F. Herbert,
Clerk.

HOUSE MESSAGE.

H. J. R. 240, set out in the foregoing message from the House, was read at length and referred to the Standing Committee on Rules.

BILLS ON THIRD READING RESUMED.

The bill:

H. 668. To fix the time and place for holding mass meetings, beat meetings or other meetings of the voters of political parties in Alabama held for the purpose of nominating candidates for public offices who are to be voted for in general elections or for the purpose of selecting delegates, committeemen, or other party officers, representatives or agents, of such parties.

Was taken up.

Mr. Higgins offered the following amendment to said bill, to wit:

Amend H. 668 by inserting in lieu of section 2, a new section as follows:

"Sec. 2. That in presidential election years, such meetings shall be held in a hall, room or open place, at, or in the immediate vicinity of the voting place of the respective precinct or voting district, and on the

second Tuesday in May. In other even numbered years such meetings shall be held at such places on the second Tuesday in August. The general public are privileged to attend such meetings, but not to participate. Provided, however, that this act shall not apply where a special election is called for the election of a public officer, for which said party has no candidate, or where by death, resignation or otherwise, a vacancy has occurred in any nomination made by such party; and provided further, this act shall not apply to municipal elections."

Which was adopted.

Yeas, 21; nays, 0.

Yeas:

Messrs.:	Faulk	Holmes	Miller
Brown	Hall	Judge	Pride
Cooper	Hartwell	Key	Thach
Denson	Higgins	Kline	Wallace
Ellis	Hill	Lusk	Weathers
Elrod	Hollis		

—21.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 24; nays, 0.

Yeas:

Messrs.:	Green	Holmes	Miller
Burns	Hall	Key	Milner
Cooper	Hartwell	Kline	Pride
Denson	Higgins	Lee	Thach
Ellis	Hill	Lewis	Wallace
Elrod	Hollis	Lusk	Weathers
Faulk			

—24.

Nays, 0.

The bill:

S. 140. To regulate the manner in which sheriffs shall feed prisoners in jail and providing a penalty for failing to conform thereto.

Was taken up.

The Committee on Judiciary offered the following amendment to said bill, to wit:

Amend section 1 by writing in line 5, before the word "wholesome," a "sufficient amount of."

Which was adopted.

Yeas, 23; nays, 1.

Yeas:

Messrs.:	Green	Jones	Lusk
Bonner	Hall	Judge	Miller
Brown	Hartwell	Key	Pride
Burns	Higgins	Kline	Thach
Cooper	Hill	Lee	Wallace
Faulk	Holmes	Lewis	Weathers

—23.

Nay: Mr. Elrod.—1.

And said bill, as thus amended, was read a third time at length and passed, and ordered sent forthwith to the House without engrossment.

Yeas, 24; nays, 1.

Yeas:

Messrs.:	Green	Jones	Lusk
Bonner	Hall	Judge	Miller
Brown	Hartwell	Key	Pride
Cooper	Higgins	Kline	Thach
Denson	Hill	Lee	Wallace
Ellis	Holmes	Lewis	Weathers
Faulk			

—24.

Nay: Mr. Elrod.—1.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has received the accompanying message from His Excellency, the Governor, proposing amendment to:

H. 142. To make uniform the law of warehouse receipts, to define warehouse receipts, and to provide a uniform law for the issuing, assignment or transfer of such receipts, and to fix the rights and liabilities of all

parties to, or connected with, the issue, assignment, transfer or negotiation of such receipts, and to regulate the same.

And the House has concurred in and adopted the amendment proposed by His Excellency, the Governor.

Yeas, 68; nays, 0.

Which was a majority of the whole number elected to the House.

W. F. Herbert,
Clerk.

To the House of Representatives:

I am herewith returning to you H. 142 without my approval and with an amendment to meet my objections.

This act is known as the "uniform warehouse receipts act," and is adopted for the purpose of making uniform with other states the liabilities of warehousemen upon receipts issued by them so as to facilitate the handling of products through negotiations of warehouse receipts.

There have been a number of questions as to the effects this law would have upon the commercial transactions of this section. After a careful investigation and research I have come to the conclusion that this act has made little change in our law and will leave intact the relations of the mortgagor and the mortgagee, or other lien holder, upon any products or merchandise that may be stored under this act.

The penalty applied for the deposit of goods for the purpose of defrauding is much less under our present law, and this can be remedied without affecting the uniformity of the law, and I therefore submit an amendment to section 55 which, if adopted, the bill will have my approval.

The amendment is to make section 55 to read as follows:

"Sec. 55. Any person who deposits goods to which he has not title, or upon which there is a lien or mortgage, and who takes for such goods a negotiable receipt which he afterwards negotiates for value with intent to deceive and without disclosing his want of title

or the existence of the lien or mortgage must on conviction be punished as if he had stolen the same."

Chas. Henderson,
Governor.

HOUSE AND GOVERNOR'S MESSAGE.

On motion of Mr. Judge, the Senate concurred in and adopted the amendment proposed by His Excellency, the Governor, to H. 142, the title to which is set out in the foregoing message from the House, and said proposed amendment is set out in the foregoing message from His Excellency, the Governor.

Yeas, 24; nays, 1.

Yeas:

Messrs.:	Faulk	Hollis	Lewis
Brown	Green	Holmes	Miller
Burns	Hall	Judge	Pride
Cooper	Hartwell	Key	Thach
Denson	Higgins	Kline	Wallace
Ellis	Hill	Lee	Weathers
Elrod			

—24.

Nay: Mr. Lusk.—1.

Which was a majority of the whole number elected to the Senate.

To the Senate and House of Representatives:

House Bill No. 850, known as the Revenue Bill, revising and, to a certain extent, revolutionizing our taxing system, came to my desk during your forty-third legislative day, which was the eleventh day of this month.

House Bill No. 851, known as the License Bill, and a part of the revenue system of the State, reached my desk at one-fifteen P. M. today, it being your forty-fourth legislative day.

Under the provisions of the Constitution, no revenue bill shall be passed during the last five days of the session. The Constitution also provides that the retiring Governor, auditor and attorney general, shall, before each regular session of the Legislature, prepare a general revenue bill to be submitted to the Legislature for

its information. This requirement of the fundamental law was complied with by submission of amendments to the present law.

The Legislature was assembled on January 11th, and has had before it the duty of formulating and passing a revenue measure since that date. For the purpose of facilitating this work, along with other duties then under consideration, the Legislature adjourned on February 18th until July 13th, and appointed a special committee to draft measures to raise revenues for the State. The Executive was not given an opportunity to make suggestions in the formation of the revenue bill. The bills prepared by your committee were presented on the reassembling of the Legislature in July, and the bills so introduced have been under consideration by your bodies during this whole time.

These bills are voluminous, House Bill No. 850 containing two hundred and ninety-two sections, and House Bill No. 851 containing more than one hundred and twenty sections, with many subdivisions. It has been a physical impossibility to study these measures in the short time allotted to me; only one day, which is hardly sufficient time to read them over. This I have done, and is about the extent of the consideration I have been able to give them. According to my view, there are quite a number of features in the bills that could be changed to advantage, but without the opportunity of discussing personally these features with the advocates of them and having been accepted by you after the protracted treatment you have given to them, I would hesitate to submit amendments from simply a hurried reading. This is your forty-fourth legislative day, and is the only day remaining to you in which you could give consideration to any suggestions that I might offer to these bills.

From the long and tedious work that you have devoted to these measures, and the many divisions that have occurred between the members of your body as to the different provisions contained in them, I am led to the conclusion that should I present any suggestions in the way of amendments to meet my objections, it would likely result in the failure of your bodies to complete the passage of these acts today, which is the last day under the Constitution to do so. In the event of such an occur-

ence, the State would be deprived of a revenue measure embodying any complete form or principle.

During your session, the present revenue measures have been shorn of certain important features. Acts have been passed by you, curtailing or doing away with parts of the old revenue laws that have existed for a long number of years, and for this reason, we cannot make a safe estimate upon them.

We cannot run the State government without revenues, and to secure these, we must have creative and empowering acts for that purpose, and these should be such as will cause all classes of property, individuals and every interest to carry their just share of the burdens of the State. The present revenue bill, after having been deprived of certain features, is not one to justify us in expecting these results, therefore, I do not consider it the part of wisdom that chances be taken which might force the State to rely upon uncompleted machinery for gathering together the funds through which the State government is to be operated.

For the above reasons, I have concluded not to submit amendments to House Bills Nos. 850 and 851 to cure defects and to remove objectionable features, which, according to my way of thinking, should be done. It is a very embarrassing position, but it seems it is the only thing left to the Executive.

I have, however, made estimates on the results to be expected from House Bills 850 and 851, and wish to impart it to you for your information and guidance, and also on account of the many statements that have been made since they were first presented to your body, claiming that a large increase in revenues will result therefrom. These claims, I am afraid, have induced you to believe that you can be more than liberal in your appropriations to the different institutions and interests of the State for their maintenance and sustenance. I suggest to you that you should remove from your minds visions of an overflowing treasury or any dreams you may have as to any great increase of revenues. In the first place, industry is not deriving the profits from any line of endeavor that rewarded its efforts in 1913 and 1914. During an era of prosperity, values were gradually increasing, and with each year there was a substantial in-

crease in the assessed values of property with a corresponding increase in revenues.

Our taxing machinery has had centralized authority and has been watchful and diligent in locating the different species of property subject to taxation. The financial condition of the State has been such as to instill into it the necessity of keeping the revenues apace with the annually increasing expenditures. This race between the expenditures and receipts, each trying to outstrip the other, has been continuing for a number of years. Under these conditions, it would be surprising, if during these times when the tide of prosperity has receded, the receipts should exceed those of the previous fiscal year.

If we look at the results that have been obtained in the states which have put into effect such revenue laws as you propose, we find that the increased valuations in those states, after subtracting from them sources of increase which we cannot expect to develop, on account of our heretofore centralized taxing power, were not proportionately in excess of the increase obtained in this State during those same years. Then, why should we expect greater results from a system we have obtained from other states than has been produced in those states from its use. If the workings of these laws extract the great amount that is claimed for them, would you really favor them? Did you not tell your people before coming to the Legislature, that it was not more taxes, but less expense that would be your slogan?

It will be surprising to you to learn that the revenues of Alabama are greater than the revenues of the State in which the tax law exists from which you have patterned this act, and yet, that State has an income amounting to \$900,000.00 from sources that are not available to Alabama; this, in the face of the fact, that the State referred to has a great deal more acreage, 20% more population, larger cities and towns and much more wealth than Alabama. These facts are presented that you may know that it has not been on account of our taxing machinery that a deficiency exists in the State treasury; it seems to have been diligent at all times. We really need a reorganization of our system of appropriations more than a new tax system. I do not consider that our receipts, under the revenue bill, will be greater than they have been

in the previous year; if equal it speaks well for this measure.

House Bill No. 850 should be looked upon, not as a revenue extractor alone, but a measure that was drawn for the purpose of bringing about an equalization of the expenses of government; if it accomplishes this, and some have to pay more than they are paying at present in order to equalize themselves with their neighbors or one county with another, you will never have complaint ~~from those whose payments have been thus increased~~, provided they are satisfied that the money which they pay into their State government is honestly, economically and efficiently used. It is upon this idea that I acquiesce in what has been done, with the expectation that you will cooperate with me in the few remaining days that you are here, to see that every appropriation made is applied either to the payment of just obligations or is necessary for the maintenance of institutions of the State in an efficient and economical manner.

The License Bill, which is House Bill No. 851, can be more particularly analyzed as to results to be expected than can the bill which we have been discussing. From a comparison with previous laws placing a license upon certain businesses and occupations and from an estimate of the new sources of taxation it contains, I estimate the revenues from House Bill 851 to be \$661,483.80; this would be an increase obtained over the license tax of last year of \$22,000; then, if the general revenue bill should produce the same revenues as we received the last year and our license tax bill produces \$22,000 more than the previous year, we will have revenues amounting to \$6,313,766.48 for the fiscal year commencing October 1st, next, and your appropriations will have to come within that sum.

Our license tax year has heretofore commenced January the first of each year. House Bill 850 changes the date to correspond with our fiscal year, which begins October 1st. This is as it should be, but I wish to call this to your attention; that owing to this change the statement at the close of the next fiscal year, September 30th, 1916, will disclose a shortage of about two hundred thousand dollars in collections for 1916 as compared with what the collections would have been by continuing

the tax year as it is at present. This, however, will come into the treasury during the first month of the fiscal year following and its effect will be only to deprive the State of the use of this sum for three months.

CHARLES HENDERSON,
Governor.

GOVERNOR'S MESSAGE.

Mr. Kline moved that the foregoing message from His Excellency, the Governor, be read at length and the secretary be instructed to have 500 copies printed for use of the Senate.

Mr. Miller moved to lay the motion of Mr. Kline on the table, which motion was lost, and the motion made by Mr. Kline prevailed, and said message was read at length and 500 copies ordered printed.

MESSAGE FROM THE HOUSE.

Mr. President:

The Speaker of the House having signed the following House bills, your signature thereto is requested:

H. 101. To require all county solicitors, all circuit solicitors, any solicitor of any court of record to give opinions, to all county officials on all matters connected with their offices, except in suits against official bonds.

H. 218. To provide a limitation in which proceedings to charge lands for the payment of debts of a decedent must be instituted, so far as the same applies to the rights of bona fide purchasers for value from the heir, or devisee.

H. 1013. To amend section 556 of the Code of Alabama.

H. 1279. To appropriate the sum of \$20.25 to be paid to the Loeb Hardware Company, of Montgomery, Alabama, as payment of the purchase price of a bill of goods bought from the said Loeb Hardware Company by the State of Alabama for the purpose of making repairs in the State capitol building, which said purchase price has never been paid.

H. 1342. To appropriate the sum of \$76.62 to be paid to the Kennedy Company of Montgomery, Alabama, as payment of the purchase price of a bill of goods bought

from the said The Kennedy Company by the State of Alabama for the purpose of making repairs in the State capitol building, which said purchase price has never been paid.

H. 1350. To authorize and direct the State treasurer to pay to the Alabama Machinery & Supply Company, four hundred thirty-three and 22/100 (\$433.22) dollars, for merchandise sold and delivered to the convict department of Alabama, upon orders from the offices of said department, and for the State capitol ordered by O. E. Courtney, superintendent, and for which it has not been paid.

H. 1365. To appropriate the sum of five hundred thirty-eight and 25/100 dollars for the relief of the Montgomery Light & Water Power Company, for lights furnished to the capitol building, up to February 1, 1915.

H. 1367. To authorize courts of county commissioners, or other like boards, to expend money for the purpose of improving the sanitary conditions of their counties by laying trunk lines of sewers and constructing sewage disposal plants in localities contiguous to thickly populated communities, and to prescribe the terms on which connection with such sewers may be made.

H. 1392. To amend section 133 of the Code of Alabama of 1907.

H. 1437. To appropriate the sum of \$1,496.57 to be paid to the Mercantile Paper Company, a corporation, in payment of debts due said corporation by the State of Alabama, for stationery and office supplies contracted prior to January 1st, 1915, by the following departments of State for the following amounts: Alabama national guards, \$347.90; attorney general, \$86.20; State banking, \$47.00; Alabama Appellate Court, \$68.00; education, \$150.00; immigration, \$39.25; land agent, \$206.30; examiner public accounts, \$35.50; State board of health, \$139.55; State prison inspector, \$2.10; Governor's office, \$218.85; State tax commission, \$155.92.

H. 1566. To provide for and require all county officers of all counties in Alabama now having or which may hereafter have a population of as much as one hundred and fifty thousand people according to the last Federal census, or any such census which may hereafter

be taken, to install, equip and maintain, in addition to their offices at the county sites of such counties, offices at each other place in such counties where a circuit court or court of like jurisdiction is now authorized by law to be held, or where such court may hereafter be authorized by law to be held, for the transaction of all business pertaining thereto, that may arise in or be connected with that part of such county within which the cases arising therein, may be tried in such circuit court or court of like jurisdiction at such place; to provide for the selection, qualification and compensation and fix the powers and duties of the deputies of the respective officers of such counties to act for and assist such officers in the discharge of their duties in connection therewith, to fix the duties of the respective county officers of such counties with reference thereto; to provide equipment for such offices, including stationery, records, books, dockets, furniture, filing cases, and other equipment for such offices, similar to that kept in the respective offices of such counties at the county site; to prescribe the business of the respective offices and officers of such counties that shall be transacted at such places; to prescribe and regulate the instruments recorded thereat, and to otherwise provide for the installation, equipment and maintenance of such offices and officers at such places for the transaction of all business pertaining to such offices and officers that may arise within such territory of such counties.

W. F. Herbert,
Clerk.

SIGNING OF BILLS.

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the Secretary of the Senate, signed the following bills:

H. 1367. To authorize courts of county commissioners, or other like boards, to expend money for the purpose of improving the sanitary conditions of their counties by laying trunk lines of sewers and constructing

sewage disposal plants in localities contiguous to thickly populated communities, and to prescribe the terms on which connection with such sewers may be made.

H. 1566. To provide for and require all county officers of all counties in Alabama now having or which may hereafter have a population of as much as one hundred and fifty thousand people according to the last Federal census, or any such census which may hereafter be taken, to install, equip and maintain, in addition to their offices at the county sites of such counties, offices at each other place in such counties where a circuit court or court of like jurisdiction is now authorized by law to be held, or where such court may hereafter be authorized by law to be held, for the transaction of all business pertaining thereto, that may arise in or be connected with that part of such county within which the cases arising therein, may be tried in such circuit court or court of like jurisdiction at such place; to provide for the selection, qualification and compensation and fix the powers and duties of the deputies of the respective officers of such counties to act for and assist such officers in the discharge of their duties in connection therewith, to fix the duties of the respective county officers of such counties with reference thereto; to provide equipment for such offices, including stationery, records, books, dockets, furniture, filing cases, and other equipment for such offices, similar to that kept in the respective offices of such counties at the county site; to prescribe the business of the respective offices and officers of such counties that shall be transacted at such places; to prescribe and regulate the instruments recorded thereat, and to otherwise provide for the installation, equipment and maintenance of such offices and officers at such places for the transaction of all business pertaining to such offices and officers that may arise within such territory of such counties.

H. 1392. To amend section 133 of the Code of Alabama of 1907.

H. 1437. To appropriate the sum of \$1,496.57, to be paid to the Mercantile Papar Company, a corporation, in payment of debts due said corporation by the State of Alabama, for stationery and office supplies contracted prior to January 1st, 1915, by the following depart-

ments of State for the following amounts: Alabama National Guards, \$347.90; Attorney General, \$86.20; State Banking, \$47.00; Alabama Appellate Court, \$68.00; Education, \$150.00; Immigration, \$39.25; Land Agent, \$206.30; Examiner Public Accounts, \$35.50; State Board of Health, \$139.55; State Prison Inspector, \$2.10; Governor's office, \$218.85; State Tax Commission, \$155.92.

H. 1350. To authorize and direct the State treasurer to pay to the Alabama Machinery & Supply Company, four hundred thirty-three and 22/100 (\$433.22) dollars, for merchandise sold and delivered to the convict department of Alabama, upon orders from the offices of said department, and for the State capitol ordered by O. E. Courtney, superintendent, and for which it has not been paid.

H. 1342. To appropriate the sum of \$76.62 to be paid to the Kennedy Company of Montgomery, Alabama, as payment of the purchase price of a bill of goods bought from the said The Kennedy Company by the State of Alabama for the purpose of making repairs in the State capitol building, which said purchase price has never been paid.

H. 218. To provide a limitation in which proceedings to charge lands for the payment of debts of a decedent must be instituted, so far as the same applies to the rights of bona fide purchasers for value from the heir, or devisee.

H. 1279. To appropriate the sum of \$20.25 to be paid to the Loeb Hardware Company, of Montgomery, Alabama, as payment of the purchase price of a bill of goods bought from the said Loeb Hardware Company by the State of Alabama for the purpose of making repairs in the State capitol building, which said purchase price has never been paid.

H. 1013. To amend section 556 of the Code of Alabama.

H. 101. To require all county solicitors, all circuit solicitors, any solicitor of any court of record to give opinions, to all county officials on all matters connected with their offices, except in suits against official bonds.

H. 1365. To appropriate the sum of five hundred thir-

ty-eight and 25/100 dollars for the relief of the Montgomery Light & Water Power Company, for lights furnished to the capitol building, up to February 1, 1915.

REPORT OF RULES COMMITTEE.

Mr. Jones, from the Standing Committee on Rules, reported that said committee, in session, had acted upon H. J. R. 240 and ordered same returned to the Senate with a favorable report, with the following amendment:

Amend by adding the following: "That it is suggested that it would be prudent for the Governor to withdraw the convicts from these mines until he can and does ascertain that these mines are safe."

Pending the further consideration of said resolution and amendment—

RECESS.

At 6:10 P. M., on motion of Mr. Lewis, the Senate took a recess until 8 o'clock to night.

NIGHT SESSION—FORTY-FIFTH DAY.

Tuesday, September 14, 1915.

The Senate re-assembled at 8 o'clock P. M.

ROLL CALL.

On a call of the roll 20 Senators answered to their names, a quorum of the Senate.

UNFINISHED BUSINESS.

The Senate proceeded to consider the unfinished business of the afternoon session, which was H. J. R. 240 and the amendment thereto offered by the Rules Committee.

Mr. Lewis moved to indefinitely postpone the consideration of said resolution and amendment, which mo-

tion prevailed, and said resolution and amendment were indefinitely postponed.

REPORTS OF COMMITTEES.

Mr. Elrod, chairman of the Standing Committee on Fish, Game and Forestry, reported that said committee, in session, had acted on the following bill and ordered same returned to the Senate with a favorable report, and it was read a second time and placed on the calendar, to wit:

By Mr. Brown:

S. 890. To authorize the State game and fish commissioner to reimburse any party or individual for any damage hereafter done to cultivated crops by wild deer to an amount not exceeding \$25.00, payable out of the game and fish protection fund.

Mr. Hartwell, chairman of the Standing Committee on Finance and Taxation, reported that said committee, in session, had acted on the following bill and ordered same returned to the Senate with a favorable report, and it was read a second time and placed on the calendar, to wit:

By Mr. Hill:

S. 904. For the relief of the secretary of the Senate and the chief clerk in his office.

Mr. Lusk, chairman of the Standing Committee on Judiciary, reported that said committee, in session, had acted on the following bill and ordered same returned to the Senate with a favorable report, and it was read a second time and placed on the calendar, to wit:

By Mr. Hubbard:

H. 1289. To amend section 3242 of the Code of 1907.

ADVERSE REPORT.

Mr. Hartwell, chairman of the Standing Committee on Finance and Taxation, reported that said committee, in session, had acted on the following bill and ordered same returned to the Senate with an adverse report:

By Mr. Milner:

S. 898. To amend section 2 of an act approved February 28th, 1887, entitled "An act to authorize the Governor to prosecute and secure to the State the benefits resulting from all claims of the State of Alabama against the United States for or on account of swamp and overflowed lands, other public lands in Alabama sold or otherwise disposed of by the Federal government, and all other claims the State has under existing laws or may have under laws hereafter enacted."

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bills:

H. 1543. To prevent lotteries and gift enterprises.

Also,

H. 1295. To provide for the execution and acknowledgment before a judge of a court of record, of releases, receipts, compromises, and settlements in personal injury and actions for death of decedent if executed within thirty days from the happening of the injury, and providing that the same shall be voidable unless executed and acknowledged according to the provisions of this act, and providing a penalty for the violation of this act.

And sends same herewith to the Senate without engrossment.

W. F. Herbert,
Clerk.

HOUSE MESSAGES.

The House bills in the foregoing House message were severally read once and referred to appropriate standing committees, as follows:

H. 1543, 1295. To the Committee on Revision of Laws.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bill:

By Mr. Brindley:

H. 1623. To amend "An act to amend section 637 of the Code of Alabama."

And sends same herewith to the Senate without engrossment.

W. F. Herbert,
Clerk.

HOUSE MESSAGES.

The House bill in the foregoing House message was read once and referred to appropriate standing committee, as follows:

H. 1623. To the Committee on Finance and Taxation.

MESSAGE FROM THE HOUSE.

The House has concurred in the Senate amendment to the following House bills:

H. 668. To fix the time and place for holding mass meetings, beat meetings or other meetings of the voters of political parties in Alabama held for the purpose of nominating candidates for public offices who are to be voted for in general elections or for the purpose of selecting delegates, committeeman, or other party, representatives or agents of such parties.

H. 1448. An act to repeal sections 5765, as amended by an act approved August 25th, 1909 (Pamphlet Laws of 1909, page 279); 5766, 5767, 5768, as amended by an act approved April 13th, 1911 (Pamphlet Laws of 1911, page 390); 5769, 5770, 5771, 5772, 5773, 5774, 5775, 5776, 5777, 5778, 5779, 5780, 5781, 5782, 5783, 5784, 5785, 5786, 5787, 5788, 5789, 5790, 5791, 5792, 5793, 5794, 5795, 5796, 5797, 5798, 5799, 5800, 5801, 5802, 5803, 5804, 5805, 5806, 5807, 5808, 5809, 5810, 5811, 5812, 5813, 5814, 5815, 5816, 5817, 5818, 5819, 5820, 5821, 5822, 5823, 5824, 5825, 5826, 5827, 5828, 5829, 5830, 5831, 5832, 5833, 5834, 5835, 5836, 5837, 5838, as amended by an act approved August 20, 1905, 5839, 5840, 5841, 5842, 5843, 7732, 7734, 7735, 7736, 7737, 7738, 7740, 7741, 7742, 7743; and 7744 of the Code of Alabama of 1907.

Also,

H. 1288. To establish the twentieth judicial circuit, to be composed of the counties of Henry, Houston and Geneva, to fix the time and places of holding the courts; to prescribe rules of procedure and practice therein; to provide for the election and appointment of a judge and solicitor, and to fix their salaries.

W. F. Herbert,
Clerk.

BILLS ON THIRD READING.

The bill:

H. 1266. For the relief of T. G. Green of Lawrence county, Alabama, for compensation and expenses incurred by him in the apprehension and transportation of St. Clair Jones, charged with the murder of Busk Willis from the State of Kentucky to the State of Alabama.

Was read a third time at length and passed.

Yeas, 20; nays, 0.

Yeas:

Messrs.:	Ellis	Higgins	Kline
Bonner	Elrod	Hill	Lusk
Brown	Green	Hollis	Thach
Burns	Hall	Holmes	McCain
Cooper	Hartwell	Key	Weathers
Easterly			—20.

The bill:

H. 1336. To establish the grades and widths of the public roads, bridges and causeways of the county of Cullman.

Was read a third time at length and passed.

Yeas, 23; nays, 0.

Yeas:

Messrs.:	Ellis	Hill	Thach
Bonner	Elrod	Holmes	Miller
Brown	Faulk	Key	McCain
Burns	Hall	Kline	Pride
Cooper	Hartwell	Lee	Wallace
Easterly	Higgins	Lusk	Weathers
			—23.

Nays, 0.

The bill:

H. 1371. To provide for the construction, repairing, working and maintaining of the public roads and bridges of Wilcox county, Alabama; to provide revenue for the same; to define the powers and duties of the county commissioners with reference to same; to provide for the purchase of mules and equipment for same; to provide for the appointment of a supervisor and of overseers, defining their duties, prescribing rules, regulations and penalties in order to carry into effect the provisions and purposes of this act.

Was read a third time at length and passed.

Yeas, 23; nays, 0.

Yeas:

Messrs.:	Ellis	Hollis	Thach
Bonner	Faulk	Holmes	Miller
Brown	Hall	Key	McCain
Burns	Hartwell	Kline	Pride
Cooper	Higgins	Lee	Wallace
Easterly	Hill	Lusk	Weathers

—23.

Nays, 0.

The bill:

H. 1396. To amend an act entitled "An act to provide for the construction, repairing, working and maintaining of the public roads and bridges of Madison county, Alabama, and to provide penalties for the violation thereof," approved March 20th, 1911, substantially as follows:

Was read a third time at length and passed.

Yeas, 23; nays, 0.

Yeas:

Messrs.:	Ellis	Hill	Thach
Bonner	Elrod	Hollis	Miller
Brown	Faulk	Holmes	McCain
Burns	Green	Key	Pride
Cooper	Hartwell	Kline	Wallace
Easterly	Higgins	Lusk	Weathers

—23.

Nays, 0.

The bill:

S. 895. To provide for the better construction, repairing, working and maintaining of public roads and bridges in Baldwin county, Alabama.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment.

Yeas, 22; nays, 0.

Yeas:

Messrs.:	Ellis	Hollis	Thach
Bonner	Elrod	Holmes	Miller
Brown	Faulk	Judge	Pride
Burns	Hall	Key	Wallace
Cooper	Hartwell	Kline	Weathers
Easterly	Higgins	Lusk	—22.

Nays, 0.

The bill:

S. 886. To regulate the registration of conditional sales in Tallapoosa county.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment.

Yeas, 22; nays, 0.

Yeas:

Messrs.:	Easterly	Hill	Thach
Bonner	Elrod	Hollis	Miller
Brown	Faulk	Holmes	Pride
Burns	Green	Key	Wallace
Cooper	Hartwell	Kline	Weathers
Denson	Higgins	Lusk	—22.

Nays, 0.

The bill:

H. 1436. To amend an act approved April 22nd, 1911, entitled an act to require the tax collector of Montgomery county to keep a record showing in abstract form the names of all registered voters who pay their poll tax, beginning with the year 1901 and each subsequent year, together with their ages, and to provide compen-

sation therefor to be paid out of the county treasury, so as to read as follows:

Was taken up.

The following amendment offered by the Committee on Revision of Laws, to wit:

Amend said bill by adding the following at the end of section 1: "And shall keep them in alphabetical order according to precincts, and said record shall be completed on or before the first day of April each year."

Was adopted.

Yeas, 23; nays, 0.

Yeas:

Messrs.:	Ellis	Hill	Miller
Bonner	Elrod	Holmes	McCain
Brown	Faulk	Jones	Pride
Burns	Hall	Key	Thach
Cooper	Hartwell	Kline	Wallace
Easterly	Higgins	Lusk	Weathers

—23.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 19; nays, 1.

Yeas:

Messrs.:	Cooper	Hall	Judge
Bonner	Denson	Hartwell	Key
Brown	Easterly	Higgins	Kline
Brown	Elrod	Hill	Miller
Burns	Faulk	Holmes	Weathers

—19.

Nay: Mr. Lusk.—1.

The bill:

H. 1556. To restore the name of Mrs. Mary Anglin, of Randolph county, Alabama, surviving widow of C. G. Anglin, a Confederate soldier, to the pension rolls and to pay to her all arrearages as a pensioner of the third class, from January 1, 1914, the date her name was stricken from the rolls to the date of the passage of this act.

Was read a third time at length and passed.

Yeas, 24; nays, 0.

Yeas :

Messrs. :	Elrod	Hollis	Miller
Bonner	Faulk	Holmes	McCain
Brown	Green	Key	Pride
Burns	Hartwell	Kline	Thach
Cooper	Higgins	Lewis	Wallace
Easterly	Hill	Lusk	Weathers
Ellis			

—24.

Nays, 0.

The bill:

H. 1609. To establish a board of revenue for Monroe county, and to confer upon such board all the authority, jurisdiction and power, and prescribing for the members thereof, all the duties of the court of county commissioners of said county; to provide for the appointment and fix the term of office of the members of said board; to provide for the election of their successors in office; to define the duties of the judge of probate with reference to said board of revenue; to authorize said board to employ a competent civil engineer and clerk, fix their salaries and prescribe their duties; to authorize said board of revenue to divide said county into road districts and apportion hands liable to road duty; to assess a road or per capita tax for persons liable to road duty in said county in lieu of working on the public roads; to fix a license tax for teams and vehicles using the public roads of said county; to confer upon said board the right of eminent domain; to abolish the court of county commissioners and the highway commission of said county.

Was taken up.

The Committee on Local Legislation offered the following amendment to said bill, to wit:

Amend the bill first so as to substitute the word "may" for the word "shall," in line one, section 4, of the bill.

2. To cut out section 5 of the bill.

3. To eliminate all reference to a "clerk" in the caption of the bill.

4. To renumber the sections of the bill.

Which was adopted.

Yeas, 23; nays, 0.

Yeas:

Messrs.:	Ellis	Hill	Lusk
Bonner	Elrod	Hollis	Miller
Brown	Faulk	Holmes	Pride
Burns	Green	Key	Thach
Cooper	Hartwell	Kline	Wallace
Easterly	Higgins	Lee	Weathers

—23.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 21; nays, 0.

Yeas:

Messrs.:	Elrod	Holmes	Miller
Bonner	Faulk	Key	Pride
Brown	Hall	Kline	Thach
Burns	Hartwell	Lee	Wallace
Cooper	Higgins	Lusk	Weathers
Easterly	Hollis		

—21.

Nays, 0.

The bill:

H. 1570. For the relief of Frank L. Allen, of Mobile county, to refund certain moneys illegally collected from him in Mobile county, under an act approved April 6th, 1911, as a license as a retail dealer in liquor in the town of Citronelle.

Was taken up.

The Committee on Finance and Taxation offered the following amendment to said bill, to wit:

Amend H. 1570 by adding at the end of said bill the following: "Or so much thereof as is ascertained by the commission hereinafter provided.

"Sec. 2. Provided, however, that the Governor, the attorney general, the State auditor, the State treasurer and the director of the department of archives and history shall be and constitute a commission whose duty it shall be to ascertain how much is due, and shall make an award in writing to the Governor as to the amount so due, and the said Governor shall in writing order the State auditor to draw his warrant upon the State treasurer for the amount ascertained to be due, and it shall be the duty of the State treasurer to pay said warrant out of any money in the treasury not otherwise appropriated."

Which was adopted.

Yeas, 22; nays, 0.

Yeas :

Messrs. :	Ellis	Hollis	McCain
Bonner	Elrod	Holmes	Pride
Brown	Faulk	Kline	Thach
Burns	Hartwell	Lee	Wallace
Cooper	Higgins	Lusk	Weathers
Easterly	Hill	Miller	—22.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 20; nays, 0.

Yeas :

Messrs. :	Ellis	Hill	Lusk
Bonner	Elrod	Holmes	Miller
Brown	Faulk	Judge	Pride
Burns	Hartwell	Key	Thach
Cooper	Higgins	Kline	Weathers
Easterly			—20.

Nays, 0

The bill:

H. 1344. To appropriate seven hundred one and 28/100 dollars for payment to the Western Union Telegraph Company for telegraphic services rendered to the State of Alabama.

Was taken up.

The Committee on Finance and Taxation offered the following amendment to said bill, to wit:

Amend H. 1344 by adding at the end of said bill the following: "Or so much thereof as is ascertained by the commission hereinafter provided.

"Sec. 3. Provided, however, that the Governor, the attorney general, the State auditor, the State treasurer and the director of the department of archives and history shall be and constitute a commission whose duty it shall be to ascertain how much is due, and shall make an award in writing to the Governor as to the amount so due, and the said Governor shall in writing order the State auditor to draw his warrant upon the State treasurer for the amount ascertained to be due, and it shall be the duty of the State treasurer to pay said warrant out of any money in the treasury not otherwise appropriated."

Which was adopted.

Yeas, 24; nays, 0.

Yeas:

Messrs.:	Elrod	Hollis	Miller
Bonner	Faulk	Holmes	McCain
Brown	Green	Judge	Pride
Burns	Hartwell	Key	Thach
Cooper	Higgins	Kline	Wallace
Easterly	Hill	Lusk	Weathers
Ellis			—24.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 23; nays, 0.

Yeas:

Messrs.:	Ellis	Higgins	Miller
Bonner	Elrod	Hill	Milner
Brown	Faulk	Hollis	Pride
Burns	Green	Judge	Thach
Cooper	Hall	Kline	Wallace
Easterly	Hartwell	Lusk	Weathers
			—23.

Nays, 0.

The bill:

H. 1458. For the relief of J. D. Cromer, an ex-Confederate soldier, who was on the pension rolls prior to 1893, and whose name was dropped from the pension rolls from 1895 to 1902, both inclusive, through mistake.

Was read a third time at length and passed.

Yeas, 23; nays, 0.

Yeas:

Messrs.:	Ellis	Higgins	Thach
Bonner	Elrod	Hill	Miller
Brown	Faulk	Holmes	Milner
Burns	Green	Key	Thach
Cooper	Hall	Kline	Wallace
Denson	Hartwell	Lusk	Wallace

—23.

Nays, 0.

The bill:

H. 1500. To establish a vocational department and to provide for the instruction in practical agriculture, mechanical trades, and all or any other industrial arts and sciences in the public, elementary and high schools in Walker county, Alabama, and to prescribe the method of organization and plan of such instruction, and to authorize appropriations to promote the same, by that court of county commissioners in said county, and by the municipal authorities in the cities or towns thereof.

Was read a third time at length and passed.

Yeas, 21; nays, 0.

Yeas:

Messrs.:	Ellis	Hill	Miller
Bonner	Elrod	Holmes	Price
Brown	Faulk	Kline	Pride
Burns	Green	Lusk	Wallace
Cooper	Hartwell	Thach	Weathers
Easterly	Higgins		

—21.

Nays, 0.

The bill:

H. 1246. For the relief of William M. Adams, of Chilton county, Alabama, for funds expended by the said William M. Adams, during his term, as deputy solicitor of Chilton county, Alabama, in enforcing the prohibition law, which funds were refunded to said William M. Adams by the court of county commissioners, subsequently, and for which funds, amounting to one hundred and thirty-one and 5/100 (\$131.05) dollars, Chilton county, Alabama, is suing to recover.

Was read a third time at length and passed.

Yeas, 21; nays, 0.

Yeas:

Messrs.:	Elrod	Jones	Miller
Bonner	Faulk	Key	Milner
Brown	Hall	Kline	McCain
Burns	Hartwell	Lusk	Wallace
Cooper	Higgins	Thach	Weathers
Easterly	Holmes		

—21.

Nays, 0.

The bill:

H. 1347. To repeal in so far as it affects Washington county, an act of the Legislature of Alabama, approved December 13, 1894; to regulate and prescribe the manner of electing the county commissioners of Washington county; to provide how and by whom said county shall be divided into districts and precincts; and to prescribe the manner of electing the county commissioners for said county.

Was read a third time at length and passed.

Yeas, 22; nays, 0.

Yeas:

Messrs.:	Easterly	Hill	Miller
Bonner	Elrod	Hollis	Milner
Brown	Faulk	Holmes	Pride
Bulger	Green	Key	Wallace
Cooper	Hartwell	Kline	Weathers
Denson	Higgins	Thach	

—22.

Nays, 0.

The bill:

H. 1470. For the relief of Mrs. Margaret L. Powell, age 70 years, widow of John Powell, an ex-Confederate soldier, being a resident of Clarke county, Alabama. Whereas, Mrs. Margaret L. Powell's name has been on the pension roll of Covington county, Alabama, for a long time, but her name was stricken from the roll by the State board of examiners because she failed to give the number of her husband's regiment, the application she made gave the command as Company "B," Beauregard's Mississippi Volunteers, upon this vagueness her name was ordered stricken from the roll, her original application being properly made and filled out as required by law.

Was read a third time at length and passed.

Yeas, 21; nays, 0.

Yeas:

Messrs.:	Ellis	Hill	Thach
Bonner	Elrod	Holmes	Miller
Brown	Faulk	Kline	Pride
Burns	Green	Lewis	Wallace
Cooper	Hartwell	Lusk	Wallace
Easterly	Higgins		

—21.

Nays, 0.

The bill:

H. 1469. For the relief of Mrs. R. E. Gibson, age 76 years, widow of W. D. Gibson, an ex-Confederate soldier, being a resident of Clarke county, Alabama. Whereas, Mrs. R. E. Gibson's name has been on the pension roll for Clarke county, Alabama, for several years, but her name was stricken from the roll by the State board of examiners, complaining that the name of W. D. Gibson had not been found on the rolls of Company "I," 32nd Alabama Infantry, C. S. A., there being a mistake of the regiment by the board of examiners, it being a fact that the same W. D. Gibson volunteered and was a private soldier in Company "A," 2nd Alabama infantry regiment, and the latter part of the war his regiment, the 42nd Alabama, and 37th Alabama regiment were consolidated and at the end of

the war W. D. Gibson was paroled at Greensboro, North Carolina, May, 1865.

Was read a third time at length and passed.

Yeas, 22; nays, 0.

Yeas:

Messrs.:	Elrod	Holmes	Miller
Bonner	Faulk	Judge	Price
Brown	Hall	Key	Pride
Burns	Hartwell	Kline	Wallace
Denson	Higgins	Lusk	Weathers
Ellis	Hill	Thach	—22.

Nays, 0.

The bill:

H. 1646 $\frac{1}{2}$. To provide for the more efficient working of the public roads of Crenshaw county, Alabama, and to provide that the court of county commissioners, in its discretion, levy a road tax, a vehicle tax, and a dog tax, the proceeds therefrom to be applied to the maintenance of the public roads of said county.

Was read a third time at length and passed.

Yeas, 19; nays, 1.

Yeas:

Messrs.:	Easterly	Hartwell	Kline
Bonner	Ellis	Higgins	Miller
Brown	Elrod	Hill	Milner
Burns	Faulk	Holmes	Pride
Cooper	Hall	Key	Weathers
			—19.

Nay: Mr. Lusk.—1.

The bill:

H. 1568. To repeal sections one (1) and two (2) of an act entitled an act "to regulate the issue of garnishments before justices of the peace in the county of Escambia," approved February 1st, 1895.

Was read a third time at length and passed.

Yeas, 22; nays, 0.

Yeas:

Messrs.:	Ellis	Hollis	Milner
Bonner	Faulk	Holmes	Price
Brown	Green	Key	Pride
Burns	Hall	Kline	Wallace
Cooper	Hartwell	Thach	Weathers
Easterly	Higgins	Miller	—22.

Nays, 0.**The bill:**

H. 774. To refund to the Standing Chemical & Oil Company, a corporation whose principal office is at Troy, Alabama, money illegally paid for fertilizer tags, which were used on cotton seed meal sold by said company during the season of 1912.

Was taken up.

The Committee on Finance and Taxation offered the following amendment to said bill, to wit:

Amend H. 774 by adding at the end of said bill the following:

“Sec. 3. Provided, however, that the Governor, the attorney general, the State auditor, the State treasurer and the director of the department of archives and history shall be and constitute a commission whose duty it shall be to ascertain how much is due, and shall make an award in writing to the Governor as to the amount so due, and the said Governor shall in writing order the State auditor to draw his warrant upon the State treasurer for the amount ascertained to be due, and it shall be the duty of the State treasurer to pay said warrant out of any money in the treasury not otherwise appropriated.”

Which was adopted.**Yeas, 20; nays, 0.****Yeas:**

Messrs.:	Elrod	Hill	Lusk
Bonner	Faulk	Hollis	Miller
Brown	Green	Holmes	Pride
Burns	Hartwell	Key	Thach
Denson	Higgins	Kline	Weathers
Easterly			—20.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 21; nays, 0.

Yeas:

Messrs.:	Elrod	Holmes	Miller
Bonner	Faulk	Judge	Pride
Brown	Green	Kline	Thach
Cooper	Hartwell	Lewis	Wallace
Easterly	Higgins	Lusk	Wallace
Ellis	Hill		

—21.

Nays, 0.

The bill:

H. 1192. To require the commissioners' court of Cullman county to work all the county convicts of said county, on the public roads of said county.

Was read a third time at length and passed.

Yeas, 20; nays, 0.

Yeas:

Messrs.:	Elrod	Holmes	Lewis
Bonner	Faulk	Jones	Miller
Brown	Green	Judge	Pride
Burns	Hartwell	Kline	Thach
Cooper	Higgins	Lee	Weathers
Easterly			

—20.

Nays, 0.

The bill:

H. 1561. For the relief of M. Sparks of DeKalb county for money paid by him for Fannie Watts, a Confederate pensioner under the laws of Alabama.

Was read a third time at length and passed.

Yeas, 22; nays, 0.

Yeas:

Messrs.:	Ellis	Holmes	Milner
Bonner	Elrod	Jones	Pride
Brown	Faulk	Judge	Thach
Burns	Green	Kline	Wallace
Cooper	Hartwell	Lewis	Weathers
Easterly	Higgins	Miller	

—22.

Nays, 0.

The bill:

H. 1516. To require bonds to be executed by the members of the court of county commissioners of Blount county, Alabama.

Was read a third time at length and passed.

Yeas, 21; nays, 0.

Yeas:

Messrs.:	Ellis	Hollis	Miller
Bonner	Elrod	Holmes	Milner
Brown	Faulk	Judge	Thach
Burns	Green	Kline	Wallace
Cooper	Hall	Lewis	Weathers
Easterly	Hartwell		

—21.

Nays, 0.

The bill:

H. 1407. For the relief of P. B. Jarman, J. H. Pinson, J. M. Allison and W. E. McGowan.

Was read a third time at length and passed.

Yeas, 24; nays, 0.

Yeas:

Messrs.:	Elrod	Hill	Miller
Bonner	Faulk	Holmes	McCain
Brown	Green	Judge	Pride
Burns	Hall	Kline	Thach
Cooper	Hartwell	Lewis	Wallace
Denson	Higgins	Lusk	Weathers
Easterly			

—24.

Nays, 0.

The bill:

H. 1471. To abolish the office of county treasurer of Cleburne county, Alabama.

Was read a third time at length and passed.

Yeas, 20; nays, 0.

Yeas:

Messrs.:	Brown	Cooper	Ellis
Bonner	Burns	Easterly	Elrod

Faulk	Holmes	Lewis	Milner
Green	Jones	Lusk	Pride
Hartwell	Key	Miller	Weathers
Higgins			—20.

Nays, 0.

The bill:

H. 1515. To abolish the office of county treasurer of Blount county, Alabama.

Was read a third time at length and passed.

Yeas, 23; nays, 0.

Yeas:

Messrs.:	Ellis	Hill	Miller
Bonner	Elrod	Holmes	Milner
Brown	Faulk	Jones	Pride
Burns	Green	Judge	Thach
Cooper	Hartwell	Kline	Wallace
Easterly	Higgins	Lewis	Weathers
			—23.

Nays, 0.

The bill:

S. 894. To amend an act entitled "an act to fix the time of electing the successor to the commissioner whose term of office expires during the year 1915, in all cities having a population of one hundred thousand or over according to the last or any subsequent Federal census, approved August 16th, 1915."

Was taken up.

Mr. Judge offered the following amendment to said bill, to wit:

Amend S. 894 by striking out section 4 and inserting in lieu thereof the following:

"Sec. 4. In case no candidate shall receive a majority of all votes cast for such office another election shall be held on the same day of the following week for said office at which the two candidates receiving the highest number of votes for such office shall be voted for and the candidate receiving the highest number of votes at said second or run off election shall be declared elected."

Was adopted.

Yeas, 22; nays, 0.

Yeas:

Messrs.:	Easterly	Hartwell	Kline
Bonner	Ellis	Higgins	Lewis
Brown	Elrod	Hill	Lusk
Burns	Faulk	Hollis	Miller
Cooper	Green	Holmes	Weathers
Denson	Hall	Judge	—22.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed, and ordered sent forthwith to the House without engrossment.

Yeas, 22; nays, 0.

Yeas:

Messrs.:	Ellis	Hollis	Lusk
Bonner	Elrod	Holmes	Miller
Brown	Faulk	Judge	Pride
Bulger	Hartwell	Kline	Thach
Denson	Higgins	Lee	Wallace
Easterly	Hill	Lewis	—22.

Nays, 0.

The bill:

S. 794. To amend section 7628 of the Code.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment.

Yeas, 23; nays, 0.

Yeas:

Messrs.:	Easterly	Hill	Miller
Bonner	Elrod	Hollis	Price
Brown	Faulk	Holmes	Pride
Burns	Green	Key	Thach
Cooper	Hartwell	Kline	Wallace
Denson	Higgins	Lusk	Weathers
			—23.

Nays, 0.

The bill:

H. 1045. To amend section 1279 of the oCde of 1907.

Was read a third time at length and passed.

Yeas, 20; nays, 0.

Yeas:

Messrs.:	Elrod	Hill	Miller
Bonner	Faulk	Holmes	Pride
Brown	Hall	Key	Thach
Burns	Hartwell	Kline	Wallace
Denson	Higgins	Lusk	Weathers
Easterly			—20.

Nays, 0.

The bill:

H. 1626. To regulate the procedure in unlawful detainer suits brought by a landlord against his tenant in counties of less than 82,000 and more than 80,000 of population according to the last federal census or any subsequent federal census; to prescribe the clerk's and sheriff's fees in such suits; and to provide for and regulate appeals therein, including the bond to be given on appeal.

Was taken up.

The Committee on Judiciary offered the following amendment to said bill:

Amend the title of H. 1626 by striking out the figures "82,000" and inserting in lieu thereof the figures "100,000."

Amend section 1 of said bill, H. 1626, by striking out the figures "82,000," and inserting in lieu thereof "100,000."

Amend by adding section 21½:

Sec. 21½. No such suit as provided for in section 2 shall be instituted until ten days' notice by landlord to tenant of the termination of latter's tenancy has been given.

Which was adopted.

Yeas, 20; nays, 1.

Yeas:

Messrs.:	Ellis	Higgins	Lewis
Bonner	Elrod	Hill	Miller
Brown	Faulk	Holmes	McCain
Burns	Green	Key	Pride
Cooper	Hartwell	Kline	Weathers
Easterly			—20.

Nay: Mr. Lusk.—1.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 21; nays, 1.

Yeas:

Messrs.:	Faulk	Judge	Miller
Bonner	Green	Key	McCain
Burns	Hartwell	Kline	Pride
Cooper	Higgins	Lee	Wallace
Denson	Hill	Lewis	Weathers
Easterly	Holmes		—21.

Nay: Mr. Lusk.—1.

The bill:

S. 198. To regulate insurance rate making associations, to require such associations to file with the insurance commissioner copy of the articles of agreement or incorporation under which they operate, to provide for their supervision, to require schedules of rates to be filed with the insurance commissioner, to prescribe the fixing of rates by such associations, and to require a record to be kept of their proceedings.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment.

Yeas, 17; nays, 4.

Yeas:

Messrs.:	Hall	Kline	McCain
Burns	Hartwell	Lewis	Pride
Denson	Higgins	Lusk	Wallace
Faulk	Hill	Miller	Weathers
Green	Judge		—17.

ing a review of the rulings of the Court of Appeals, a copy of which shall be delivered to counsel of the opposite party. This application, on being filed with the clerk of the Court of Appeals, shall with the transcript and briefs in the case be delivered to the clerk of the Supreme Court, who shall thereupon deliver the same to the Chief Justice of the Supreme Court.

3. The Supreme Court en banc shall consider such application for a writ of certiorari, and if the court, or a majority of the court, shall consider that the ruling of the Court of Appeals is erroneous as to questions of law, they shall cause to be entered on the minutes of the Court an order that the cause be entered upon the docket of the Supreme Court for the division to which it belongs, and the clerk of the Supreme Court shall thereupon issue a notice to the counsel, if any, for the parties, if not, to the parties, that such cause will be heard at such time as may be designated by the court, and thereafter the cause shall proceed as may be directed by the Supreme Court.

If the court shall deny the application for the writ of certiorari, the record and the written order or opinion of the Supreme Court, if one is rendered, shall be returned by the clerk of the Supreme Court to the clerk of the Court of Appeals, and the judgment of the Court of Appeals shall be final.

The costs, if such writ of certiorari is denied, shall be taxed up against the party applying. If the writ is granted the costs shall be taxed as ordered by the Supreme Court on the final hearing of the cause.

Which was adopted.

Yeas, 23; nays, 0.

Yeas:

Messrs.:	Easterly	Hollis	Miller
Bonner	Faulk	Holmes	McCain
Brown	Green	Judge	Price
Burns	Hartwell	Kline	Thach
Cooper	Higgins	Lewis	Wallace
Denson	Hill	Lusk	Weathers

—23.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed.

Yesa, 23; nays, 0.

Yeas:

Messrs.:	Ellis	Hill	Lusk
Bonner	Faulk	Holmes	Miller
Brown	Green	Jones	Pride
Burns	Hall	Judge	Thach
Cooper	Hartwell	Kline	Wallace
Easterly	Higgins	Lewis	Weathers

—23.

Nays, 0.

The bill:

S. 674. To divide the State of Alabama into ten congressional districts.

Was taken up.

The following substitute offered by the Committee on Privileges and Elections, to wit:

A Bill to be Entitled
AN ACT

To divide the State of Alabama into ten congressional districts.

Be it enacted by the Legislature of Alabama:

Section 1. That the State of Alabama is hereby divided into ten congressional districts, as follows, viz.:

The first congressional district shall consist of the counties of Choctaw, Clarke, Mobile, Marengo, Monroe and Washington.

The second congressional district shall consist of the counties of Baldwin, Butler, Conecuh, Crenshaw, Covington, Escambia, Lowndes and Wilcox.

The third congressional district shall consist of the counties of Barbour, Coffee, Dale, Geneva, Henry, Houston, Pike and Russell.

The fourth congressional district shall consist of the counties of Bullock, Chambers, Lee, Macon and Montgomery.

The fifth congressional district shall consist of the counties of Autauga, Bibb, Chilton, Dallas, Greene, Hale and Perry.

The sixth congressional district shall consist of the counties of Fayette, Franklin, Lamar, Marion, Pickens, Sumter, Tuscaloosa, Walker and Winston.

The seventh congressional district shall consist of the county of Jefferson.

The eighth congressional district shall consist of the counties of Calhoun, Clay, Cleburne, Coosa, Elmore, Randolph, Tallapoosa and Talladega.

The ninth congressional district shall consist of the counties of Blount, Cherokee, Cullman, DeKalb, Etowah, Marshall, Shelby and St. Clair.

The tenth congressional district shall consist of the counties of Colbert, Jackson, Lawrence, Lauderdale, Limestone, Madison and Morgan.

Mr. Lee offered the following amendment to said substitute, to wit:

Amend substitute to S. 674 by striking out the word "Shelby," where it appears after the word "Marshall" and before the words "and St. Clair," and insert the word "Shelby" in lieu of the word "Elmore," where it appears after the word "Coosa" and before the word Randolph, and insert the word "Elmore" after the word "Lee" and before the word "Macon."

Mr. Kline moved that the bill, substitute and amendment to the substitute be indefinitely postponed, which motion prevailed, and said bill, substitute and amendment to the substitute was indefinitely postponed by the Senate.

Yeas, 15; nays, 13.

Yeas:

Messrs.:	Cooper	Faulk	Lewis
Bell	Denson	Green	Milner
Brown	Easterly	Hill	Thach
Burns	Ellis	Kline	Wallace

—15.

Nays:

Messrs.:	Hollis	Lee	McCain
Bonner	Holmes	Lusk	Pride
Hall	Judge	Miller	Weathers
Hartwell	Key		

—13.

The bill:

H. 943. To provide a mode whereby cities in the State of Alabama, which shall have heretofore adopted or may hereafter adopt a commission form of government as authorized by law, may after an election upon such question, abandon such commission form of government and return to the aldermanic form of government as the same existed therein at the time of the adoption of such commission form of government.

Was taken up.

Mr. Burns offered the following amendment to said bill:

Amend section 6, last line, "Class D" should be amended so as to read "State of Alabama," to conform to other portions of the bill as amended.

Which was adopted.

Yeas, 20; nays, 0.

Yeas:

Messrs.:	Green	Judge	Milner
Bonner	Hall	Kline	McCain
Burns	Hartwell	Lewis	Pride
Cooper	Higgins	Lusk	Wallace
Denson	Holmes	Milner	Weathers
Easterly			—20.

Nays, 0.

Mr. Burns also offered the following amendment to said bill:

Amend H. 943 by striking out section 2, and insert in lieu thereof the following:

"Sec. 2. The Governor shall, within thirty days after receiving notice of the result of said election, appoint a mayor and the requisite number of aldermen, who shall reside within the territorial limits of such city, and who shall possess the qualifications prescribed by law for such city, and who shall hold office thereafter until their successors are elected and qualified in the manner now or hereafter prescribed by law, and such officers so appointed shall hold office until the next regular election and until their successors are qualified."

2. Amend said bill further by striking out the word "elected," where it occurs in line one thereof, and insert in lieu thereof the following word, "appointed."

Which was adopted.

Yeas, 15; nays, 5.

Yeas:

Messrs.:	Denson	Holmes	McCain
Bonner	Easterly	Judge	Thach
Burns	Green	Kline	Wallace
Cooper	Hartwell	Milner	Weathers

—15.

Nays:

Messrs.:	Hill	Lusk	Miller
Faulk	Key		

—5.

Mr. Hartwell offered the following amendment to said bill:

Amend said bill by adding at the end of section 6 the following: "That this act shall not apply to cities having a population of thirty-five thousand or more, according to the last or any subsequent Federal census."

Mr. Lusk moved to indefinitely postpone the bill and amendments, and Mr. Green moved to lay the motion made by Mr. Lusk on the table, which motion prevailed.

Yeas, 14; nays, 7.

Yeas:

Messrs.:	Denson	Higgins	McCain
Bonner	Easterly	Holmes	Thach
Burns	Green	Kline	Wallace
Cooper	Hartwell	Milner	

—14.

Nays:

Messrs.:	Hill	Key	Miller
Faulk	Judge	Lusk	Weathers

—7.

And the motion made by Mr. Lusk was laid upon the table.

And the amendment offered by Mr. Hartwell was then adopted.

Yeas, 17; nays, 6.

Yeas:
 Messrs.: Green Judge McCain
 Brown Hartwell Kline Thach
 Burns Higgins Miller Wallace
 Denson Hill Milner Weathers
 Easterly Holmes
 —17.

Nays:
 Messrs.: Faulk Lewis Pride
 Cooper Key Lusk
 —6.

Mr. Faulk offered the following amendment to said bill:

“Provided, that this act shall not apply to cities or towns of 500 population or more.”

Mr. Burns moved to lay the motion made by Mr. Faulk on the table, which motion prevailed, and the amendment by Mr. Faulk was laid upon the table.

Yeas, 18; nays, 4.

Yeas:
 Messrs.: Green Judge McCain
 Bonner Hartwell Key Thach
 Burns Higgins Kline Wallace
 Cooper Hill Lewis Weathers
 Denson Holmes Milner
 —18.

Nays:
 Messrs.: Lusk Miller Pride
 Faulk
 —4.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 18; nays, 1.

Yeas:
 Messrs.: Easterly Holmes Pride
 Bonner Green Judge Thach
 Burns Hartwell Key Wallace
 Cooper Higgins Kline Weathers
 Denson Hill Lewis
 —18.

Nay: Mr. Lusk.—1.

The bill:

S. 875. To provide for the improvement of the waterways, whether rivers or bays, now or hereafter within the limits of any municipality now or hereafter existing in this State, and which may constitute the whole or a part of a port or harbor, and for the maintenance of such improvements, and for the levy and collection of assessments against the lands or property abutting on said waterways, and on the wharves, bulkheads, piers, docks and other structures and constructions, if any, on or attached to said abutting lands or property, to pay in whole or in part for said improvements and their maintenance.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment.

Yeas, 15; nays, 3.

Yeas:

Messrs.:	Green	Holmes	Milner
Burns	Hartwell	Judge	Thach
Denson	Higgins	Kline	Wallace
Easterly	Hill	Lewis	Weathers

—15.

Nays:

Messrs.:	Brown	Lusk	Pride
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—3.

The bill:

S. 880. To authorize the holding of elections by municipal corporations in the State of Alabama, for the purpose of obtaining authority to issue bonds for public purposes herein defined, and to provide for holding such elections, and declaring the result thereof, and to authorize the issue of such bonds when a majority of the voters participating in such election vote in favor of the issue of such bonds, and to regulate the issue, execution, sale and security of such bonds.

Was read a third time at length and passed.

Yeas, 18; nays, 1.

Yeas:

Messrs.:	Burns	Green	Hill
Bonner	Denson	Hartwell	Holmes
Brown	Easterly	Higgins	Judge

Kline	Milner	Thach	Weathers
Lewis	Pride	Wallace	—18.

Nay: Mr. Lusk.—1.

The bill:

S. 679. To require a three year course of instruction in the law department of the University of Alabama.

Was taken up.

Mr. Denson offered the following amendment to said bill:

Amend said bill by adding at the end thereof the following section:

Sec. 2. For the maintenance of the law department of the University of Alabama there is hereby appropriated out of any money in the State treasury not otherwise appropriated, the sum of five thousand dollars annually, and the State auditor is hereby authorized to draw his warrant for said sum payable to the president of the university on the first day of September of each year.

Provided, that said sum shall not be available until the treasury of the university shall have organized and placed said law department upon standing of three years instruction.

Mr. Lusk moved to indefinitely postpone said bill and amendment.

Mr. Green called for a division of the question, and the question recurred on the motion of Mr. Lusk to postpone said amendment offered by Mr. Denson, which was lost.

Yeas, 5; nays, 13.

Yeas:			
Messrs.:	Green	Lusk	Miller
Easterly	Higgins		—5.

Nays:			
Messrs.:	Denson	Judge	Thach
Brown	Hartwell	Kline	Pride
Burns	Hill	Lewis	Wallace
Cooper	Holmes		—13.

The question then recurred on the motion of Mr. Lusk to indefinitely postpone said bill.

Pending the consideration of which—

RESOLUTION.

Mr. Hartwell offered the following resolution, which was read at length and referred to the Standing Committee on Rules.

S. R. 170. Resolved, that at to night's session, and for each night session in the future, the Senate shall consider both local and general bills on the call by districts.

ADJOURNMENT.

At 10:50 P. M., on motion of Mr. Milner, the Senate adjourned until 9 o'clock to morrow morning.

FORTY-SIXTH DAY.

WEDNESDAY, SEPTEMBER 15, 1915.

The Senate met pursuant to adjournment, Lieutenant Governor Kilby presiding.

PRAYER.

By Rev. Mr. Johnson, of Selma.

ROLL CALL.

Present:

Messrs.:	Easterly	Hollis	Miller
Arrington	Ellis	Holmes	Milner
Bell	Elrod	Jones	McCain
Bonner	Faulk	Judge	Price
Brown	Green	Key	Pride
Bulger	Hall	Kline	Thach
Burns	Hartwell	Lee	Wallace
Cooper	Higgins	Lewis	Weathers
Denson	Hill	Lusk	Winkler

JOURNAL.

On motion of Mr. Kline the reading of the Journal of yesterday was dispensed with and same was approved by the Senate.

INTRODUCTION OF BILLS.

Upon a call of districts bills were introduced, read one time and referred to appropriate standing committee as follows:

By Mr. Hartwell:

S. 908. To amend section 4938 of the printed Code of Alabama of 1907.

Committee on Finance and Taxation.

REPORTS OF COMMITTEES.

Mr. Green, chairman of the Standing Committee on Banking and Insurance, reported that said committee, in session, had acted on the following bill and ordered same returned to the Senate with a favorable report, and it was read a second time and placed on the calendar, to-wit:

By Mr. Weakley:

H. 413. To prevent the fraudulent issue, sale, promotion, negotiation or distribution of any stocks, bonds, notes or other securities in the State of Alabama, and to provide for the punishment of any violation of this act.

Mr. Easterly, chairman of the Standing Committee on Public Health, reported that said committee, in session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to-wit:

By Mr. Davis (by request):

H. 1071. To amend sections 706 and 707 of the Code of Alabama of 1907.

By Mr. White:

H. 1054. To amend sections 702, 703, sub-divisions (a), (e), (h), and (j) of sections 710, 713, 716 and 723

of the Code, of Article 1, Chapter 22 of the Code. Health laws and regulations.

Mr. Lee, chairman of the Standing Committee on Education, reported that said committee, in session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to-wit:

By Mr. Carmichael:

H. 1514. To authorize and direct the secretary of State to deliver certain State publications to the department of archives and history.

By Mr. Carmichael:

H. 1512. To provide for the preservation of the aboriginal and other antiquities, mounds, earth works, ancient forts and graves in the State of Alabama.

By Mr. Hubbard:

H. 1212. To confer upon the trustees created by an act of 1911, approved April 18, 1911, for the government, regulation and control of the several white normal schools of the State of Alabama, the following additional powers: To acquire and hold the title to real and personal property for the benefit of the several normal schools, each respectively; to exercise the right of eminent domain for the benefit of each such normal school respectively; to sell and convey the property held by the trustees for each such normal school respectively, or by the several normal schools themselves respectively; to borrow money for the benefit of each such school respectively and pledge as security therefor property held by the trustees for the benefit of such school for which said money was borrowed or held by such school itself.

By Mr. Carmichael:

H. 1550. To supply the department of archives and history with sets of official publications for exchange purposes.

By Mr. John:

H. 1554. To provide for the holding of teachers' institutes in this State, to authorize the employment of institute conductors, and to make necessary appropriations for the same.

By Mr. Carmichael:

H. 1509. To require all libraries, other than private libraries, in this State, to make annual and other reports to the department of archives and history.

ADVERSE REPORTS.

Mr. Key, chairman of the Standing Committee on Public Roads, reported that said committee, in session, had acted on the following bill and ordered same returned to the Senate with an adverse report:

By Mr. Johnson of DeKalb:

H. 1256. To provide for a better system of public roads for DeKalb county.

Mr. Lee, chairman of the Standing Committee on Education, reported that said committee, in session, had acted on the following bill and ordered same returned to the Senate with an adverse report:

By Mr. Davie:

H. 1048. To compel the attendance at school of children within certain ages in Bibb county, Alabama; to fix exceptions to such provisions; to provide means for the enforcement of this act; to require reports from private or parochial schools; to make it unlawful for any parent, guardian or other person occupying the place of parent, to violate the provisions hereof; to make it unlawful for any person, firm, corporation, or association to employ any child in violation of the provisions of this act; and to fix punishments and penalties for the violations of this act.

MESSAGE FROM THE HOUSE.

Mr. President:

The House accedes to the request of the Senate, for a committee of conference on the disagreement of the two houses on the House amendment to Senate bill 486.

S. 486. To amend section 1678 of the Code of Alabama of 1907, as amended by act approved April 18th, 1911.

Committee on part of the House: Messrs. Davis, Johnston of Madison and Spessard.

And returns said bill to the Senate.

W. F. Herbert,
Clerk.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has passed the following Senate bills and returns same herewith to the Senate:

By Mr. Milner:

S. 497. To amend section 5326 of the Code.

S. 495. To amend section 4023 of the Code of Alabama (relates to warrant attachments issued during term time).

S. 493. To amend section 3662 of the Code of Alabama. (Relates to costs in civil actions.)

S. 502. To amend section 3227 of the Code. (Relates to rules by Supreme Court.)

S. 507. To prescribe the notice, time and procedure for holding elections on proposed amendments to the Constitution.

S. 510. To amend section 3164 of the Code as amended by an act approved April 21, 1911. (Relates to decrees in vacation in equity.)

S. 505. To require all the fees allowed by sections 6655 and 6656 of the Code, in the county court to be paid into the county treasury; to provide a fund out of which the salaries of the judges of the county court shall be paid, and to fix the amount of such salaries.

S. 530. To provide for and regulate the making of monthly reports by clerks and registers of circuit courts, chancery courts, and courts of like jurisdiction, to the judges and chancellors of such courts, and the chief justice of the Supreme Court; and to provide penalties for failure to comply with the terms of this act.

S. 513. To amend section 2502 of the Code. (Relates to suits instituted against one or more persons.)

S. 520. To amend section 5303 of the Code of Alabama. (Relates to service on corporations.)

S. 531. To amend section 7796 of the Code of Alabama.

S. 519. To amend section 2500 of the Code. (Relates to survival of actions.)

S. 538. To confer upon the circuit courts of the State the jurisdiction of the chancery courts and to prescribe the manner of exercising the same.

S. 539. To confer upon judges of the circuit court all the powers and authority of chancellors and author-

ize and require them to hold any chancery court as provided by law.

S. 544. To further define the power and authority of the chief justice of the Supreme Court and to confer authority upon him to order and direct the holding of circuit courts by the judges and solicitors thereof in their own and other circuits and the supernumerary judge; and to provide clerical assistance for the chief justice and to prescribe the manner of exercising the power and authority hereby conferred.

S. 541. To amend sub-division 1 of section 3255 of the Code. (Relates to jurisdiction of all felonies and misdemeanors.)

S. 555. To amend an act approved April 21st, 1911, entitled "An act to regulate the proceedings in the Supreme Court or Court of Appeals in cases which in the opinion of the court, should be reversed because the judgment of the lower court is excessive, and there is, in the opinion of the Supreme Court or Court of Appeals, no other ground of reversal."

S. 503. To amend sections 5997, 5998, 5999 and 6006 of the Code of Alabama. (Relates to reporter and reports of Supreme Court.)

S. 556. To define the right of action of an assignee of a judgment or decree of a court of record.

W. F. Herbert,
Clerk.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has amended as therein shown and passed as amended the following Senate bills:

S. 500. To regulate and prescribe the manner of giving notice of any and all proceedings in the courts to non-residents of the State and county in which proceedings are pending.

S. 504. To require a certified copy of each opinion rendered by the Supreme Court and by the Court of Appeals of Alabama to be promptly sent to the clerk of the court from which the case was appealed.

S. 498. To amend section thirty-nine hundred and seventy (3970) of the Code of Alabama, 1907: (relates to when sworn account admissible in evidence).

And,

S. 499. To prescribe how motions in cases at law shall be prepared, filed and become a part of the record of the cause in which filed without a bill of exceptions.

And returns same herewith to the Senate.

W. F. Herbert,
Clerk.

HOUSE MESSAGE.

On motion of Mr. Milner the Senate concurred in the following amendment by the House to Senate bill No. 500, the title of which is set out in the foregoing message from the House, to-wit:

Amend Senate bill No. 500 by striking therefrom section 4.

Yeas, 22; nays, 0.

Yeas:

Messrs.:	Green	Key	McCain
Bonner	Hall	Kline	Pride
Brown	Hartwell	Lee	Thach
Bulger	Hill	Lewis	Wallace
Cooper	Holmes	Lusk	Weathers
Elrod	Judge	Milner	—22

Nays, 0.

On motion of Mr. Milner the Senate concurred in the following amendment by the House to Senate bill No. 504, the title of which is set out in the foregoing message from the House, to-wit:

Amend S. 504 as follows: By striking out section 2, and inserting in lieu thereof the following: That within five days after the rendition of every such decision, the clerk of the court rendering the same, shall notify by mail the attorneys of record in the cause of such decision, and no fee shall be charged or collected for the services rendered under this act.

Yeas, 22; nays, 0.

Yeas:

Messrs.:	Brown	Cooper	Elrod
Bonner	Bulger	Easterly	Faulk

Hall	Holmes	Lusk	Thach
Hartwell	Judge	Miller	Wallace
Higgins	Kline	Milner	Weathers
Hill	Lewis	Pride	—22.

Nays, 0.

On motion of Mr. Milner the Senate concurred in the following amendment by the House to Senate bill No. 498, the title of which is set out in the foregoing message from the House, to-wit:

Amend Senate bill 498 by striking out the figure 2 immediately after the first section of the bill so as to combine sections 1 and 2 into one section.

Yeas, 25; nays, 0.

Yeas:			
Messrs.:	Faulk	Judge	Miller
Bonner	Green	Key	Milner
Brown	Hall	Kline	Pride
Bulger	Hartwell	Lee	Pride
Cooper	Higgins	Lewis	Wallace
Easterly	Hill	Lusk	Weathers
Elrod	Holmes		—25.

Nays, 0.

On motion of Mr. Milner the Senate concurred in the following amendment by the House to Senate bill No. 499, the title of which is set out in the foregoing message from the House, to-wit:

SUBSTITUTE FOR SENATE BILL 499.

A bill to be entitled an act to provide that certain motions in cases at law shall become a part of the record; and to dispense with the reserving of exceptions to rulings thereon.

Be it enacted by the Legislature of Alabama:

Section 1. That all motions which are made in writing in any circuit court, or in any court of like jurisdiction in any cause or proceeding at law, shall upon an appeal, become a part of the record; and the ruling of

the court thereon shall also be made a part of the record, and it shall not be necessary for an exception to be reserved to any ruling of the court upon any such motion.

Yeas, 23; nays, 0.

Yeas:

Messrs.:	Easterly	Hill	Lusk
Bonner	Elrod	Holmes	Miller
Brown	Faulk	Judge	Milner
Bulger	Green	Kline	Thach
Cooper	Hall	Lee	Wallace
Denson	Higgins	Lewis	Weathers

—23.

Nays, 0.

REPORT FROM COMMITTEE ON ENROLLED BILLS.

Mr. President:

Your Standing Committee on Enrolled Bills beg leave to report, that said committee, in session, have compared the following enrolled bills, with the engrossed bills, respectively, and find same correctly enrolled, to-wit:

S. 438. To alter and re-arrange the boundaries of the city of Mobile, in the State of Alabama.

S. 639. To aid and encourage technical education in the State of Alabama by providing increased facilities, buildings, and maintenance for the Alabama Polytechnic Institute.

S. 787. To annul, remit and cancel an alleged indebtedness, claimed by the county of Shelby, against A. H. Merrill in a suit pending in the circuit court of said county.

S. 744. To relieve all persons other than county convicts of any obligation to work on the public roads or to pay any penalties in default thereof, in counties in the State of Alabama whose aggregate tax values according to the complete assessments of the preceding year amount to as much as one hundred million dollars.

S. 742. To pay the expenses of sheriffs for the arrest of defendants with contraband or prohibited liquors and beverages.

S. 796. To create a court to be known and called the inferior criminal court of Madison county, to provide

that the judge of the inferior court of Huntsville, shall be ex-officio the judge of said court, and the clerk of the circuit court of Madison county, the ex-officio clerk of said court, that the solicitor of said county, if there be one, or the circuit solicitor or his deputy, shall represent the State in said court, that causes be appealed from said court to the Supreme or Appellate Court. Providing that the compensation of judge, clerk and solicitor for the performance of their duties under this act and to regulate the practice and procedure in and jurisdiction of said court, providing that all indictments for misdemeanors found in the circuit, except for violations of liquor laws, shall be transferred to this court.

S. 839. Regulating the fine and forfeitures of Houston county, Alabama, prescribing what claims shall be filed against the fine and forfeiture fund of the said county, and prescribing the order of priority in which the same shall be paid.

S. 864. Providing for the relief of R. E. Blunt, former superintendent of education of Washington county, to authorize and require the treasurer of the school funds of Washington county, Alabama, to transfer certain moneys to the State treasury of Alabama.

S. 813. To amend "An act to establish a State school for teaching agriculture and domestic economy in Lineville, Alabama, to provide for the management and control thereof, and to make appropriation to support said school," approved March 31, 1911.

S. 352. To further provide for the maintenance and better working of the public roads of Barbour county, Alabama.

C. H. Miller,
Chairman.

SIGNING OF BILLS.

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with, and immediately after their titles had been publicly read at length by the Secretary of the Senate, signed the following bills:

S. 352. To further provide for the maintenance and better working of the public roads of Barbour county, Alabama.

S. 438. To alter and re-arrange the boundaries of the city of Mobile, in the State of Alabama.

S. 639. To aid and encourage technical education in the State of Alabama by providing increased facilities, buildings, and maintenance for the Alabama Polytechnic Institute.

S. 787. To annul, remit and cancel an alleged indebtedness, claimed by the county of Shelby, against A. H. Merrill in a suit pending in the circuit court of said county.

S. 744. To relieve all persons other than county convicts of any obligation to work on the public roads or to pay any penalties in default thereof, in counties in the State of Alabama whose aggregate tax values according to the complete assessments of the preceding year amount to as much as one hundred million dollars.

S. 742. To pay the expenses of sheriffs for the arrest of defendants with contraband or prohibited liquors and beverages.

S. 796. To create a court to be known and called the inferior criminal court of Madison county, to provide that the judge of the inferior court of Huntsville, shall be ex-officio the judge of said court, and the clerk of the circuit court of Madison County, the ex-officio clerk of said court, that the solicitor of said county, if there be one, or the circuit solicitor or his deputy, shall represent the State in said court, that causes be appealed from said court to the Supreme or Appellate Court. Providing that the compensation of judge, clerk and solicitor for the performance of their duties under this act and to regulate the practice and procedure in and jurisdiction of said court, providing that all indictments for misdemeanors found in the circuit, except for violations of liquor laws, shall be transferred to this court.

S. 839. Regulating the fine and forfeitures of Houston county, Alabama, prescribing what claims shall be filed against the fine and forfeiture fund of the said county, and prescribing the order of priority in which the same shall be paid.

S. 864. Providing for the relief of R. E. Blunt, former superintendent of education of Washington county, to authorize and require the treasurer of the school funds of Washington county, Alabama, to transfer certain moneys to the State treasury of Alabama.

S. 813. To amend "An act to establish a State school for teaching agriculture and domestic economy in Lineville, Alabama, to provide for the management and control thereof, and to make appropriation to support said school," approved March 31, 1911.

REPORT FROM RULES COMMITTEE.

Mr. Jones, chairman of the Standing Committee on Rules, reported that said committee, in session, had acted on the following resolution and returned same to the Senate with a favorable report, to-wit:

S. R. 171. Be it resolved by the Senate, that the following bills be set as special, paramount and continuing orders for 3 P. M. today:

H. 544,

S. 396.

And moved that said resolution be adopted, which motion prevailed and said resolution was adopted by the Senate.

RESOLUTION BY THE OLD SOLDIERS.

Lieutenant Governor Kilby laid before the Senate the following resolution passed at a meeting of the Soldiers' Home Camp U. C. V. No. 1711, held on September 13, 1915, which was read at length and ordered spread upon the journal of the Senate:

Whereas, we have learned with astonishment of the passage of a bill by the lower House of the Alabama State Legislature abolishing the State and county boards of pension examiners and making it only necessary for any applicant to make an unsupported affidavit that he served in the Confederate army and did not desert, to render him eligible to have his name placed on the pension roll.

Therefore, be it resolved, that we enter our solemn protest against said act of the Legislature, and declare that in dishonoring the acts of the faithful board of pensions they have dishonored themselves and placed a stigma upon the true and tried soldiers of the Confederate army, whose names are on the pension roll with supported and stainless record.

Resolved, further, that we endorse the acts of the pension board of examiners in dropping from the roll the names of those which have been placed there by perjury and fraud.

Resolved further, that the inmates of the Confederate Soldiers' Home of Alabama have been admitted only upon undoubted proof of their loyalty to their flag and we demand a like test of those seeking benefit from the State for services rendered in the Confederate army.

Resolved, that a copy of these resolutions be furnished the President of the Senate and the Speaker of the House and that a copy be furnished the newspapers for publication.

RESOLUTION.

Mr. Holmes offered the following resolution :

S. R. 172. Resolved that H. 1277, p. 55, of the calendar be made a special order, paramount and continuing for 12 M. today.

Which was read at length and referred to the Standing Committee on Rules.

COMMUNICATIONS.

Lieutenant Governor Kilby laid before the Senate the following memorials :

The first of which

Memorialized the Congress of the United States to appropriate \$300,000.00 to be used by the United States department of agriculture for the destruction of wolves, wild cats, etc.

Was read at length and referred to the Standing Committee on Agriculture.

The second

Memorializing Congress to enact H. R. 15,869 introduced by Mr. Foster,

Was read at length and referred to the Standing Committee on Mining and Manufacturing.

UNFINISHED BUSINESS.

The Senate proceeded to consider the unfinished business of the night session, which was Mr. Lusk's motion to indefinitely postpone

S. 679. To require a three year course of instruction in the law department of the University of Alabama.

Which motion was lost.

Yeas, 12; nays, 15.

Yeas:

Messrs.:	Green	Lusk	Pride	
Ellis	Hall	Miller	Thach	
Elrod	Higgins	Milner	Wallace	
Faulk				—12.

Nays:

Messrs.:	Cooper	Holmes	Kline	
Bell	Denson	Jones	Lee	
Bonner	Hartwell	Judge	Lewis	
Brown	Hill	Key	Weathers	—15.

Mr. Lusk moved to re-commit the bill and amendment to the Standing Committee on Finance and Taxation.

Mr. Denson moved to lay the motion by Mr. Lusk on the table, which motion prevailed, and Mr. Lusk's motion was laid upon the table.

And the amendment offered by Mr. Denson was then adopted.

Yeas, 17; nays, 10.

Yeas:

Messrs.:	Cooper	Judge	Lewis	
Bell	Denson	Key	Pride	
Bonner	Hartwell	Kline	Thach	
Brown	Hill	Lee	Wallace	
Burns	Holmes			—17.

Nays:

Messrs.:	Faulk	Higgins	Milner	
Ellis	Green	Lusk	Weathers	
Elrod	Hall	Miller		—10.

And said bill, as thus amended, was read a third time at length and passed and ordered sent forthwith to the House without engrossment.

Yeas, 15; nays, 10.

Yeas:

Messrs.:	Denson	Judge	Lewis
Bonner	Hartwell	Key	Pride
Brown	Hill	Kline	Thach
Cooper	Holmes	Lee	Wallace

—15.

Nays:

Messrs.:	Faulk	Higgins	Milner
Ellis	Green	Lusk	Weathers
Elrod	Hall	Miller	

—10.

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the Senate amendment to the following House bills:

H. 1436; H. 1570; H. 1344; H. 1609; H. 774; H. 1626, and H. 869.

W. F. Herbert,
Clerk.

BILLS ON THIRD READING.

The bill:

H. 1289. To amend section 3242 of the Code of 1907. Was read a third time at length and passed.

Yeas, 24; nays, 0.

Yeas:

Messrs.:	Faulk	Judge	Miller
Bonner	Green	Key	McCain
Brown	Hall	Kline	Pride
Cooper	Hartwell	Lee	Thach
Denson	Hill	Lewis	Wallace
Easterly	Holmes	Lusk	Weathers
Elrod			

—24.

Nays, 0.

The bill:

H. 1484. To provide for extension work in agriculture and home economics, by giving instruction to men, women and young people in the several counties in Alabama, by continuing and improving farm demonstration work, by organizing marketing clubs, by organizing and

supervising boys' corn and pig clubs, girls' canning clubs, women's clubs in home economics and by conducting other extension work through other means, all with a view to making farm life more profitable and attractive; to secure for Alabama the full amount of the funds conditionally appropriated by Congress under the Smith-Lever Extension Act for extension work in agriculture and home economics; and to make appropriations for these purposes.

Was read a third time at length and passed.

Yeas, 24; nays, 3.

Yeas:

Messrs.:	Easterly	Higgins	Lusk
Bell	Ellis	Holmes	McCain
Bonner	Elrod	Key	Pride
Brown	Green	Kline	Thach
Bulger	Hall	Lee	Wallace
Cooper	Hartwell	Lewis	Weathers
Denson			—24.

Nays:

Messrs.:	Faulk	Miller	Milner
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The bill:

H. 1595. To confer upon the railroad commission of Alabama jurisdiction over the rates, charges, services and facilities of all persons, firms and corporations engaged in or carrying on for hire, the business of telegraph and telephone, either or both.

Was taken up.

Mr. Judge offered the following amendment to said bill:

That in cities having one hundred thousand population according to the last federal census or any future federal census, the governing bodies of such cities shall have full power and authority to regulate the operation and services of all public utility companies.

Mr. Lewis moved to lay said amendment on the table, which prevailed, and the amendment offered by Mr. Judge was laid upon the table.

Mr. Judge then offered the following amendment to said bill:

Amend by adding at the end thereof:

Provided that the municipalities of this State shall have the authority to regulate service and operation of such companies, but shall not have the authority to regulate rates and charges.

Mr. Bonner moved to lay the second amendment offered by Mr. Judge on the table, which motion prevailed, and the said amendment was laid upon the table.

And said bill was then read a third time at length and passed.

Yeas, 25; nays, 0.

Yeas:

Messrs.:	Easterly	Judge	Milner
Bell	Ellis	Key	McCain
Bonner	Green	Kline	Pride
Brown	Higgins	Lee	Thach
Bulger	Hill	Lusk	Wallace
Cooper	Hollis	Miller	Weathers
Denson	Holmes		

—25.

Nays, 0.

The bill:

H. 496. To amend section 6971 of the Code.

Was read a third time at length and passed.

Yeas, 26; nays, 0.

Yeas:

Messrs.:	Easterly	Holmes	Milner
Bell	Elrod	Judge	McCain
Bonner	Faulk	Kline	Pride
Brown	Green	Lee	Thach
Bulger	Hall	Lewis	Wallace
Cooper	Higgins	Lusk	Weathers
Denson	Hill	Miller	

—26.

Nays, 0.

The bill:

H. 217. To protect purchasers at judicial sales.

Was taken up.

The Committee on Judiciary offered the following amendment to said bill, to-wit:

Amend by striking out all of section 3.

Which was adopted:

Yeas, 24; nays, 0.

Yeas:

Messrs.:	Faulk	Judge	Milner
Bonner	Green	Key	McCain
Brown	Hall	Lee	Pride
Cooper	Hartwell	Lewis	Thach
Denson	Hill	Lusk	Wallace
Easterly	Holmes	Miller	Weathers
Elrod			—24.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 22; nays, 3.

Yeas:

Messrs.:	Elrod	Hill	Milner
Bonner	Faulk	Holmes	McCain
Brown	Green	Judge	Pride
Cooper	Hall	Kline	Wallace
Denson	Hartwell	Lewis	Weathers
Easterly	Higgins	Miller	—22.

Nays:

Messrs.:	Hollis	Key	Lee
			—3.

The bill:

H. 1056. In relation to the Alabama Home of Refuge, a State training school for white girls, and to further regulate and provide for its powers, government, enlargement, and re-location; providing for change of name and authorizing judges of municipal courts or recorders of towns and cities to commit girls thereto; regulating the formation of the board of managers, and the filling of vacancies in the board; making an appropriation for suitable grounds or land, and for the erection thereon, and equipping suitable and adequate buildings for said training school; authorizing the sale or exchange of present property of the institution, and the

use of the proceeds; making it unlawful to induce, assist or otherwise cause any girl to leave the school, without the consent of the superintendent or officer in charge or to escape therefrom, and providing penalties.

Was taken up.

Mr. Jones offered the following amendment to said bill:

Amend by striking the word: "fifty thousand dollars," and insert in lieu thereof the words "twenty thousand dollars" and making such appropriation available only after an equal amount has been raised in cash for a new public building by public contribution.

Mr. Judge moved to lay the amendment offered by Mr. Jones on the table, which motion prevailed and said amendment was laid upon the table.

Mr. Lusk offered the following amendment to said bill, to-wit:

Amend by making "fifty thousand" read "twenty-five thousand" where it appears in the bill.

Mr. Bonner moved to lay the amendment offered by Mr. Lusk on the table, which motion prevailed, and said amendment was laid upon the table.

Yeas, 16; nays, 14.

Yeas:

Messrs.:	Faulk	Judge	Lewis
Bell	Green	Key	McCain
Bonner	Hartwell	Kline	Weathers
Brown	Holmes	Lee	Winkler
Denson			—16.

Nays:

Messrs.:	Elrod	Hollis	Milner
Cooper	Hall	Jones	Thach
Easterly	Higgins	Lusk	Wallace
Ellis	Hill	Miller	—14.

And said bill was read a third time at length and passed.

Yeas, 21; nays, 8.

Yeas:

Messrs.:	Bell	Brown	Easterly
Arrington	Bonner	Denson	Ellis

Faulk	Judge	Lewis	Thach
Green	Key	Miller	Weathers
Hartwell	Kline	McCain	Winkler
Holmes	Lee		—21.

Nays:			
Messrs.:	Higgins	Hollis	Lusk
Cooper	Hill	Jones	Wallace
Elrod			—8.

RECONSIDERATION OF VOTE.

Mr. Denson moved to reconsider the vote by which the Senate on yesterday indefinitely postponed,

S. 674. To divide the State of Alabama into ten congressional districts.

Mr. Lewis moved to lay the motion made by Mr. Denson on the table, which motion was lost.

Yeas, 12; nays, 17.

Yeas:			
Messrs.:	Elrod	Kline	McCain
Bell	Green	Lewis	Thach
Easterly	Hill	Milner	Wallace
Ellis			—12.

Nays:			
Messrs.:	Hall	Judge	Miller
Bonner	Hartwell	Key	Pride
Brown	Higgins	Lee	Weathers
Denson	Hollis	Lusk	Winkler
Faulk	Holmes		—17.

Mr. Denson's motion then prevailed, and the Senate reconsidered the vote by which it indefinitely postponed said bill on yesterday.

Yeas, 16; nays, 13.

Yeas:			
Messrs.:	Hall	Judge	Miller
Bonner	Hartwell	Key	Pride
Cooper	Hollis	Lee	Weathers
Denson	Holmes	Lusk	Winkler
Elrod			—16.

Nays:

Messrs.:	Ellis	Kline	McCain
Bell	Faulk	Lewis	Thach
Brown	Green	Milner	Wallace
Easterly	Hill		

—13.

Mr. Denson then moved to make said bill a special, paramount continuing order for 4 o'clock this afternoon, which motion prevailed, and said bill was made a special, paramount and continuing order for 4 o'clock this afternoon.

BILLS ON THIRD READING.

The bill:

H. 1277. To amend sections 811, 812, 813, 814, 815, 818 and 819 of the Code of Alabama.

Was taken up.

The Committee on Finance and Taxation offered the following amendment to said bill, to-wit:

1. Amend section 1 by inserting after the words, "State horticultural society" where they appear in line 5 the following: "The ranking Alabama officer of the Gulf coast horticultural society."

2. Amend section 5 by striking out the words beginning with the words, "is hereby constituted a lien," where they occur in line 11 and by adding in lieu thereof the following: "And the owner shall pay such expenses within thirty days; if such owner shall fail to pay all such expenses within such time, the solicitor of such county shall bring suit in the name of the State for the recovery of the same, and when judgment is recovered and collected the fund shall be paid into the fund belonging to said board from which said expenses shall have been paid."

Which was adopted.

Yeas, 16; nays, 5.

Yeas:

Messrs.:	Hartwell	Kline	Milner
Bonner	Higgins	Lewis	Pride
Easterly	Hollis	Lusk	Wallace
Green	Holmes	Miller	Weathers
Hall			

—16.

Nays:			
Messrs.:	Jones	Lee	Miller
Faulk	Key		—5.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 19; nays, 7.

Yeas:			
Messrs.:	Green	Jones	McCain
Arrington	Hartwell	Judge	Pride
Bonner	Higgins	Kline	Wallace
Cooper	Hollis	Lewis	Weathers
Easterly	Holmes	Lusk	Winkler
			—19.

Nays:			
Messrs.:	Elrod	Key	Miller
Bell	Faulk	Lee	Milner
			—7.

The bill:

S. 891. To provide the right to the landlord to prepare or work the land of share croppers or renters upon their failure so to do and to charge for said preparation or work.

Was read a third time at length and passed and ordered sent forthwith to the House without engrossment.

Yeas, 18; nays, 0.

Yeas:			
Messrs.:	Green	Kline	Pride
Bell	Hartwell	Lee	Wallace
Bonner	Higgins	Lusk	Weathers
Easterly	Holmes	Miller	Winkler
Elrod	Key	McCain	—18.

Nays, 0.

The bill:

S. 617. To further regulate the granting of teachers certificates by issuing certificates to teachers on the basis of their respective work such as teachers of rural schools, of kindergarten, primary grades, grammar school grades, upper elementary grades, high school

teachers, high school principals, and city school superintendents.

Was taken up.

The following substitute offered by the Committee on Education, to-wit:

A BILL

To be entitled an act to further regulate the granting of teachers' certificates by authorizing the State board of examiners to issue certificates according to the character of the training of the applicant, and the teaching to be permitted under such certificates.

Be it enacted by the Legislature of Alabama:

1. That in lieu of first, second and third grade certificates now authorized by law, the State board of examiners is hereby empowered to issue certificates to be classified according to the character of the training of the applicant and the teaching to be permitted under such certificates.

2. That the State board of examiners is hereby clothed with full authority and power to make such rules and regulations as will give the provisions of this act full force and effect; provided, that in no case shall the requirements for certificates or the fees for the issuance of certificates be lowered; and provided further, that this act shall not become operative before October 1, 1915.

3. That all laws or parts of laws in conflict with the provisions of this act be, and the same are hereby repealed.

Was adopted.

Yeas, 22; nays, 0.

Yeas:

Messrs.:	Elrod	Holmes	McCain
Arrington	Green	Key	Pride
Bonner	Hall	Lewis	Thach
Denson	Hartwell	Lusk	Weathers
Easterly	Hill	Miller	Winkler
Ellis	Hollis	Milner	—22.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed, and ordered sent forthwith to the House without engrossment.

Yeas, 22; nays, 0.

Yeas:

Messrs.:	Easterly	Hollis	Miller
Arrington	Ellis	Holmes	Milner
Bonner	Elrod	Key	McCain
Brown	Green	Kline	Pride
Cooper	Hall	Lee	Weathers
Denson	Hartwell	Lusk	—22.

Nays, 0.

The bill:

S. 904. For the relief of the secretary of the Senate and the chief clerk in his office.

Was read a third time at length and passed and ordered sent forthwith to the House without engrossment.

Yeas, 26; nays, 1.

Yeas:

Messrs.:	Elrod	Judge	Milner
Arrington	Green	Key	McCain
Bonner	Hall	Kline	Pride
Cooper	Hartwell	Lee	Thach
Denson	Hill	Lewis	Wallace
Easterly	Hollis	Lusk	Weathers
Ellis	Holmes	Miller	—26.

Nay: Mr. Bell—1.

INDEFINITE POSTPONEMENT OF BILL.

On motion of Mr. Pride the Senate indefinitely postponed the consideration of:

S. 593. To amend sections 5775 and 5776 of the Code.

RECESS.

At 1 P. M., on motion of Mr. Wallace, the Senate took a recess until 3 o'clock this afternoon.

AFTERNOON SESSION, FORTY-SIXTH DAY.

Wednesday, September 15, 1915.

The Senate re-assembled at 3 o'clock P. M.

ROLL CALL.

On a call of the roll 24 Senators answered to their names, a quorum of the Senate.

REPORTS OF COMMITTEES.

Mr. Lusk, chairman of the Standing Committee on Judiciary, reported that said Committee, in session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to-wit:

By Mr. Welch:

H. 907. To regulate the business of buying or acquiring and disposing of junk, commonly known as the "junk business" or "junk dealers." Approved February 11th, 1911.

By Mr. Copeland:

H. 1259. Providing that no manufacturing or other industrial plant or establishment, or any of its appurtenances, or the operation thereof, shall be or become a nuisance, private or public, by changed conditions in and about the locality thereof after the same has been in operation for more than one year, when such plant or establishment or appurtenances or the operation thereof was not a nuisance at the time the operation thereof began, and prohibiting and annulling any municipal ordinance to a contrary effect.

By Mr. Shapiro:

H. 602. To fix the term for the holding of the criminal court of Jefferson county, Ala.

By Mr. Welch:

H. 1307. To provide for the election of a deputy circuit clerk in circuits composed of only one county and having more than three judges, where the circuit court is held at the county site and at some other place in the

county and to define his powers and authority and to provide for his compensation.

By Mr. Weakley:

H. 1548. To authorize the court of county commissioners or boards of revenue of counties which may now or hereafter have a population of two hundred thousand or more, to employ a chief clerk and an assistant clerk and fix their compensation.

By Mr. Hogan:

H. 1591. To authorize county commissioners, or boards of revenue in counties in this State of one hundred and fifty thousand inhabitants, or more, according to last Federal census or any subsequent Federal census to elect physicians to attend the inmates of county poor houses and jails, and to fix their terms of office and compensation.

By Mr. Lapsley:

H. 1593. To create and establish an inferior court for Dallas county, Alabama, in lieu of all justices of the peace in precinct No. 36 in said county, with the same jurisdiction and powers as are now vested in justices of the peace in said precinct, and with concurrent civil jurisdiction with all other justices of the peace, in said county, and with jurisdiction concurrent with the circuit court of said county, of all misdemeanors, except violations of the prohibition laws, violations of the laws against carrying concealed weapons and violations of the laws against carrying a pistol; and prescribing the powers and jurisdiction of said court, and the powers and duties of the officers thereof, and providing for the selection, qualification, terms of office and compensation of the officers thereof, and abolishing the office of justice of the peace and constable in said precinct No. 36, and providing for the transfer to said court from the justice of the peace courts in precinct No. 36 of causes within the jurisdiction of such inferior court when established.

Mr. Hartwell, chairman of the Standing Committee on Finance and Taxation, reported that said committee, in session, had acted on the following bills and ordered same returned to the Senate with a favorable

report, and they were severally read a second time and placed on the calendar, to-wit:

By Mr. John (with amendment):

H. 43. To amend sections 838, 839, 840, 841, 842, 844, 845, 846, 847, 848, 849, 850, 851, 852, 853, 854, 855, 856, 857, 863, 868, 877, and 878 of the Code of Alabama, relating to "The Alabama insane hospitals."

By Mr. Youngblood:

H. 680. For the relief of Thomas J. Hale, of Reform, Pickens county, Alabama, to pay him the sum of \$500, and the interest thereon from July 1st, 1910, due him by a contract made with him by the State board of education, employing him as principal of the Pickens county high school for the year 1909-10.

By Mr. Hartwell (by request):

S. 907. To further provide for clerical assistance in the executive office of the State board of health.

By Mr. Hartwell:

S. 906. To further provide against the introduction of bubonic plague into the State through the port of Mobile or through any other avenue; to aid in the eradication of the disease in the event of its introduction, and to make the necessary appropriation for carrying out the provisions of this act.

By Mr. Cooper (by request):

S. 905. To provide for a taxation of the capital stock of building and loan associations.

By Mr. Griffin:

H. 1655. For the relief of Black Belt Fair Association, a corporation, of Demopolis, Marengo county, Alabama.

By Mr. Brindley:

H. 1623. To amend "an act to amend section 637 of the Code of Alabama."

By Mr. Hartwell:

S. 847. To appropriate the sum of four thousand dollars to pay the unpaid salaries of the officers and employees of the Alabama oyster commission.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has non-concurred in the Senate amendment to House bill No. 943. To provide a mode whereby

cities in the State of Alabama, which shall have heretofore adopted or may hereafter adopt a commission form of government as authorized by law, may after an election upon such question, abandon such commission form of government and return to the aldermanic form of government as the same existed therein at the time of the adoption of such commission form of government, and requests a Committee of Conference.

And said bill together with the Senate amendments are herewith returned to the Senate.

W. F. Herbert,
Clerk.

HOUSE MESSAGE.

On motion of Mr. Burns, the Senate accedes to the request of the House for a Committee of Conference on the disagreement of the two houses on the Senate amendments to House bill 943, (the title of which is set out in the foregoing message from the House).

And the President of the Senate appointed as conferees on the part of the Senate:

Messrs. Burns, Wallace and McCain.

BILL TAKEN FROM ADVERSE CALENDAR.

Pursuant to notice heretofore given, Mr. Hartwell moved to take from the adverse calendar:

S. 847. To appropriate the sum of four thousand dollars to pay the unpaid salaries of the officers and employees of the Alabama oyster commission.

Give the same a second reading and place it on the regular calendar for a third reading, which motion prevailed, and said bill was taken from the adverse calendar, read a second time and placed on the regular calendar for a third reading on tomorrow.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bills:

H. 1480. To change and define the boundary line of St. Clair county, Alabama, between said county and the county of Jefferson.

With notice and proof thereto attached and herewith exhibited as follows:

State of Alabama, }
Jefferson County. }

Notice is hereby given that application will be made to the Legislature of Alabama at the adjourned session convening in July, 1915, to pass an act substantially as follows:

A bill to be entitled "An act to change and define the boundary line of St. Clair county, Alabama, between said county and the county of Jefferson. Be it enacted by the Legislature of Alabama:

Section 1. That the boundary line between St. Clair county, Alabama, and the county of Jefferson be and the same is hereby changed, defined, fixed and established as follows: Begin at the southwest corner of the southeast quarter of section 31, township 14 south of range 1 east, Huntsville Meridian, which point is common to the counties of Blount, St. Clair and Jefferson; thence east along the south boundary of said township 14 south to the northeast corner of the northwest quarter of section 4, township 15 south of range 1 east; thence south to the southwest corner of the southeast quarter of section 9 in said township and range; thence east to the northwest corner of section 15 in said township and range; thence south to the southwest corner of said section 15; thence east to the northeast corner of the northwest quarter of section 22 in said township and range; thence south through the center of sections 22, 27 and 34 in said township and range and through the center of sections 3 and 10, township 16 south of range 1 east to the southeast corner of the southwest quarter of said section 10; thence west to the northwest corner of section 15 in said township and range; thence south to the southwest corner of said section 15; thence west to the northwest corner of the northeast quarter of section 21, in said township and range; thence south to the southeast corner of the southwest quarter of said section 21; thence west to the northwest corner of section 28, in said township and range; thence south along the west boundaries of sections 28 and 33 in said township and range, and also along the west bound-

daries of sections 4 and 9, township 17 south of range 1 east, to the southwest corner of said section 9; thence east to the northwest corner of the northeast quarter of section 16 in said township and range; thence south to the center of said section 16; thence east to the northeast corner of the southeast quarter of section 15 in said township and range; thence south to the southeast corner of said section 15, which last named point is common to counties of St. Clair, Shelby and Jefferson.

Sec. 2. That all territory and land east and north of said above described line, or on the opposite side thereof from the county of Jefferson and within the boundaries of St. Clair county, be and are hereby made a part of the county of St. Clair.

Sec. 3. That all laws and parts of laws in conflict with the provisions of this act be and the same are hereby repealed."

July 2-9-16-23.

State of Alabama, }
Jefferson County. }

Personally appeared before me, N. C. Cornett, a notary public in and for said county, in said state, J. H. F. Mosley, who being duly sworn, deposes and says that he is editor and manager of the Labor Advocate, a newspaper published in said State and county, that the notice hereto attached was published in said Labor Advocate on the following dates: July 2, 9, 16, 23, 1915.

J. H. F. Mosley.

Sworn to and subscribed before me, this 28th day of July, 1915.

N. C. Cornett,
Notary Public.

And sends same herewith to the Senate without engrossment.

H. 900. To amend an act entitled an act to regulate the business of dealers in farm produce, to fix licenses for the carrying out of said business, and to provide revocation of this license and for the penalty for any violation of this act; to prevent fraud in the selling and handling of farm produce and to provide punishment

for such fraud; to provide for the collection and disbursement of the monies collected; to establish, increase and encourage markets for the sale of farm produce. Approved March 5th, 1915.

H. 19. To regulate the sale, offer for sale, inviting offers for sale or other disposition of stocks, bonds, debentures or other securities and land sales out of the State and of auction lot sales within the State, in Alabama, to provide for the filing of information concerning such sales and to punish violations of the provisions of this act.

And sends same herewith to the Senate without engrossment.

W. F. Herbert,
Clerk.

HOUSE MESSAGE.

The House bills in the foregoing House message were severally read once and referred to appropriate standing committees as follows:

H. 1480. To the Committee on County and County Boundaries.

H. 900. To the Committee on Agriculture.

H. 19. To the Committee on Mining and Manufacturing.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following House bill:

H. 1597. To regulate and prescribe the method of securing jury trials in civil causes at law and in misdemeanors, and to prescribe how such causes shall be tried without the intervention of a jury and reviewed.

And sends same herewith to the Senate without engrossment.

W. F. Herbert,
Clerk.

HOUSE MESSAGE.

The House bills in the foregoing House message were severally read once and referred to appropriate standing committees as follows:

H. 1597. To the Committee on Judiciary.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bill:

H. 1459. To provide two additional deputy State prison inspectors and to fix their compensation and terms of service.

And sends same herewith to the Senate.

W. F. Herbert,
Clerk.

HOUSE MESSAGE.

The House bill in the foregoing House message was read once and referred to appropriate standing committee as follows:

H. 1459. To the Committee on Finance and Taxation.

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in the Senate amendment to:

H. 217. To protect purchasers at judicial sales.

W. F. Herbert,
Clerk.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has concurred in and adopted the Senate amendment to H. 1277:

To amend sections 811, 812, 813, 814, 815, 818 and 819 of the Code of Alabama.

And sends same herewith to the Senate.

W. F. Herbert,
Clerk.

BILLS ON THIRD READING.

The bill:

H. 997. To authorize shipping from within the State of Alabama to points without the State of Alabama, spirituous, vinous and malt liquors, and other liquors and beverages, the sale of which is prohibited by the laws of the State of Alabama; to prescribe the conditions under which same may be shipped, and to fix the time within which same may be shipped.

Was read a third time at length and passed.

Yeas, 25; nays, 2.

Yeas:

Messrs.:	Ellis	Hill	Lusk
Arrington	Elrod	Holmes	Miller
Bell	Faulk	Jones	McCain
Burns	Green	Judge	Pride
Cooper	Hall	Key	Thach
Denson	Hartwell	Kline	Winkler
Easterly	Higgins		

—25.

Nays:

Messrs.:	Bonner	Wallace	
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—2.

The bill:

H. 1369. To authorize the Governor to issue and sell one million five hundred thousand dollars of five per cent coupon bonds of the State of Alabama in denominations of five hundred dollars each, bearing interest at the rate of five per cent per annum, and to prescribe the manner in which said bonds are to be sold.

Was read a third time at length and passed.

Yeas, 19; nays, 8.

Yeas:

Messrs.:	Ellis	Judge	Milner
Arrington	Green	Key	McCain
Bell	Hall	Kline	Thach
Burns	Hartwell	Lee	Wallace
Easterly	Higgins	Lewis	Winkler

—19.

Nays:

Messrs.:	Elrod	Hill	Miller
Bonner	Faulk	Lusk	Pride
Cooper			

—8.

MESSAGE FROM THE GOVERNOR.

STATE OF ALABAMA.

EXECUTIVE DEPARTMENT

MONTGOMERY.

Mr. President: September 15, 1915.

I am directed by the Governor to deliver to the Senate a message in writing, together with Senate bill 171.

Respectfully,

W. E. Henderson,
Private Secretary.

To the Senate:

I herewith return to you Senate bill 171 without my approval, but with an amendment to meet my objection, and if adopted the bill will have my approval.

This bill amends article 31, chapter 41, of the Code and carries with it double the appropriation heretofore made in aid of the public rural school buildings of the State.

The purpose of this act is commendable and its effects will be far reaching and it will prove of substantial and lasting benefit to the school interests of the State. The administration of the old act appropriating \$67,000 proved a barrier to the idea of consolidation, which in the opinion of those who are engaged in the administration of the school interests of the State declare one of our greatest needs. This bill, however, undertakes to remedy the defects of the present law and accomplishes this purpose to a large extent by increasing the minimum which may be given to any one school thereby assuring larger and better buildings which will act in a measure as a guarantee towards enlarging the school district and thereby fostering the consolidation idea. The increase in the appropriation, in view of the fact that our expenditures are still in excess of a fair estimate of the receipts with no prospect in the near future of improvement, is more than the treasury can stand. The benefits of this act go directly where they are needed and are greater than would be received from appropriations applied for the benefit of education on a per capita basis, and for this reason we should be willing to make some sacrifice in appropriation for the common schools made upon that basis.

From observation I am convinced that the policy that has heretofore been pursued by the State does not instill into the individual citizen of the communities the idea of helping themselves, and therefore they have not been so prompt as they should have been in coming to the aid of the State in maintaining the public school system. It is impossible for the State to supply all the means for the purpose of an education. So long as we hold out the idea that the State will endeavor to supply all the funds needed for this purpose just so long will the individual citizen and locality withhold assistance

to the State for educational purposes. We need to change our course and give the citizens of the State to understand that the State will help those who help themselves, because it is only by co-operation of the communities with the State through local taxation that we can expect to raise sufficient funds to maintain the public school system as it should be done.

I therefore submit an amendment, the effect of which will not lessen the amount appropriated for the general educational fund but simply directs it a little differently, and I trust that the great advantage contemplated to the cause of education that you will give the amendment your unanimous support.

The amendment which I propose is as follows:

"Amend section 1 by striking out said section and substituting in lieu thereof the following:

Sec. 1. That the sum of \$134,000 shall be appropriated annually for the purpose of aiding in the erection, repair and equipment of rural school houses in this State from any funds in the treasury not otherwise expended, provided, however that \$67,000 of the above appropriation shall act so as to decrease the amount that may be appropriated to the general educational fund to that extent, and provided further, that not more than \$2,000 of this annual appropriation shall be used or paid out in any one county of this State in one fiscal year except the fund arising from unexpended balances hereinafter provided."

Chas. Henderson,
Governor.

GOVERNOR'S MESSAGE.

On motion of Mr. Bulger, the Senate concurred in and adopted the amendment proposed by His Excellency, the Governor, to

S. 171. To amend article 31, chapter 41, of the Code of Alabama, 1907.

As set out in the foregoing message from the Governor.

Yeas, 24; nays, 10.

Yeas:			
Messrs.:	Denson	Hollis	Milner
Arrington	Easterly	Holmes	McCain
Bonner	Ellis	Judge	Thach
Brown	Green	Kline	Wallace
Bulger	Hartwell	Lee	Weathers
Burns	Hill	Lewis	Winkler
Cooper			—24.

Nays:			
Messrs.:	Faulk	Jones	Miller
Bell	Hall	Key	Pride
Elrod	Higgins	Lusk	—10.

Which was a majority of the whole number elected to the Senate.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and adopted the following House joint resolution:

By Mr. Johnston of Madison:

H. J. R. 243. Whereas, the public good requires that all tax officials of the State be immediately informed of their duties under the recently enacted revenues and license bills;

Therefore, be it resolved by the House of Representatives (the Senate concurring), That three thousand copies of the new general revenue bill be printed.

Resolved further, that three thousand copies of the new license bill be printed.

Resolved further, that two copies of each of these bills be delivered to each Senator and Representative and that the remaining number be delivered to the State board of equalization for distribution among the various probate judges, county tax assessors, county tax collectors, county boards of equalization and license inspectors of the State and assistants to the State board of equalization.

And sends same herewith to the Senate.

W. F. Herbert,
Clerk.

HOUSE MESSAGE.

Mr. Lusk offered the following amendment to H. J. R. 243, set out in the foregoing message from the House, to-wit:

Amend by making two read five where it appears in 8 line from bottom after that and before copies.

Which was adopted, and said H. J. R. 243, as thus amended was concurred in and adopted by the Senate.

REPORT FROM COMMITTEE ON ENROLLED BILLS.

Mr. President:

Your Standing Committee on Enrolled Bills, beg leave to report that said committee, in session, have compared the following enrolled bills, with the engrossed and original bills, respectively, and find same correctly enrolled, to-wit:

S. 498. To amend section thirty-nine hundred and seventy (3970) of the Code of Alabama, 1907 (relates to when sworn account admissible in evidence).

S. 539. To confer upon judges of the circuit court all the powers and authority of chancellors and authorize and require them to hold any chancery court as provided by law.

S. 541. To amend sub-division 1 of section 3255 of the Code. (Relates to jurisdiction of all felonies and misdemeanors.)

S. 520. To amend section 5303 of the Code of Alabama. (Relates to service on corporations.)

S. 502. To amend section 3227 of the Code. (Relates to rules by Supreme Court.)

S. 510. To amend section 3164 of the Code as amended by an act approved April 21, 1911. (Relates to decrees in vacation in equity.)

S. 503. To amend sections 5997, 5998, 5999 and 6006 of the Code of Alabama. (Relates to reporter and reports of Supreme Court.)

S. 504. To require a certified copy of each opinion rendered by the Supreme Court and by the Court of Appeals of Alabama to be promptly sent to the clerk of the court from which the case was appealed.

S. 513. To amend section 2502 of the Code. (Relates to suits instituted against one or more persons.)

S. 519. To amend section 2500 of the Code. (Relates to survival of actions.)

S. 500. To regulate and prescribe the manner of giving notice of any and all proceedings in the courts to non-residents of the State and county in which proceedings are pending.

S. 505. To require all the fees allowed by sections 6655 and 6656 of the Code, in the county court to be paid into the county treasury; to provide a fund out of which the salaries of the judges of the county court shall be paid, and to fix the amount of such salaries.

S. 507. To prescribe the notice, time and procedure for holding elections on proposed amendments to the Constitution.

S. 530. To provide for and regulate the making of monthly reports by clerks and registers of circuit courts, chancery courts, and courts of like jurisdiction, to the judges and chancellors of such courts, and the chief justice of the Supreme Court; and to provide penalties for failure to comply with the terms of this act.

S. 531. To amend section 7796 of the Code of Alabama.

S. 555. To amend an act, approved April 21st, 1911, entitled "An act to regulate the proceedings in the Supreme Court or Court of Appeals in cases which in the opinion of the court should be reversed because the judgment of the lower court is excessive, and there is, in the opinion of the Supreme Court or Court of Appeals, no other ground of reversal."

S. 556. To define the right of action of an assignee of a judgment or decree of a court of record.

S. 497. To amend section 5326 of the Code (relates to profert dispensed with).

S. 495. To amend section 4023 of the Code of Alabama (relates to warrant attachments issued during term time).

S. 499. An act to provide that certain motions in cases at law shall become a part of the record; and to dispense with the reserving of exceptions to rulings thereon.

S. 325. An act to impose a license or privilege tax of one dollar a year on each dog in the State of Alabama, over four months of age, and to provide for the

collection of such tax and to provide that all live stock killed by any dog and all damages done thereto shall be paid for out of the dog tax fund, and to provide for the distribution of the surplus left in dog tax fund on the first day of March of each year.

S. 544. To further define the power and authority of the chief justice of the Supreme Court and to confer authority upon him to order and direct the holding of circuits courts by the judges and solicitors thereof in their own and other circuits and the supernumerary judge, and to provide clerical assistance for the chief justice, and to prescribe the manner of exercising the power and authority hereby conferred.

S. 493. To amend section 3662 of the Code of Alabama. (Relates to costs in civil actions.)

S. 538. To confer upon the circuit courts of the State the jurisdiction of the chancery courts and to prescribe the manner of exercising the same.

S. 800. To provide a more efficient system for opening, building, changing, constructing, and working the public roads of Pickens county. A board of highway commissioners provided for, how provided, vacancies, how filled, organized of such board, duties of the chairman, duties of the secretary and treasurer, itemized accounts of receipts and disbursements to be published, oath of office and bond to be given, salaries provided for. Impeachment of the members of the board, how done, authority, duties and powers of the board, of laws, rules and regulations concerning the public road commissioners, meetings when and where held, adoption of new laws, rules and regulations concerning the public roads and publications of same provided for. Per capita tax and method of collecting same. May be discharged by working under direction of the board. Misdemeanor to fail to pay such tax or work ten full days, penalties provided for, court of county treasurer may be transferred to the board. All rights, powers, duties, etc., on commissioners court with reference to public roads, etc., now conferred by the general laws of the State available and applicable to such board of road commissioners.

C. H. Miller,
Chairman.

SIGNING OF BILLS.

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present and immediately after their titles had been publicly read at length by the Secretary of the Senate, signed the following bills:

S. 498. To amend section thirty-nine hundred and seventy (3970) of the Code of Alabama, 1907 (relates to when sworn account admissible in evidence).

S. 539. To confer upon judges of the circuit court all the powers and authority of chancellors and authorize and require them to hold any chancery court as provided by law.

S. 541. To amend sub-division 1 of section 3255 of the Code. (Relates to jurisdiction of all felonies and misdemeanors.)

S. 520. To amend section 5303 of the Code of Alabama. (Relates to service on corporations.)

S. 502. To amend section 3227 of the Code. (Relates to rules by Supreme Court.)

S. 510. To amend section 3164 of the Code as amended by an act approved April 21, 1911. (Relates to decrees in vacation in equity.)

S. 503. To amend sections 5997, 5998, 5999 and 6006 of the Code of Alabama. (Relates to reporter and reports of Supreme Court.)

S. 504. To require a certified copy of each opinion rendered by the Supreme Court and by the Court of Appeals of Alabama to be promptly sent to the clerk of the court from which the case was appealed.

S. 513. To amend section 2502 of the Code. (Relates to suits instituted against one or more persons.)

S. 519. To amend section 2500 of the Code. (Relates to survival of actions.)

S. 500. To regulate and prescribe the manner of giving notice of any and all proceedings in the courts to non-residents of the State and county in which proceedings are pending.

S. 505. To require all the fees allowed by sections 6655 and 6656 of the Code, in the county court to be paid into the county treasury; to provide a fund out of which

the salaries of the judges of the county court shall be paid, and to fix the amount of such salaries.

S. 507. To prescribe the notice, time and procedure for holding elections on proposed amendments to the Constitution.

S. 530. To provide for and regulate the making of monthly reports by clerks and registers of circuit courts, chancery courts, and courts of like jurisdiction, to the judges and chancellors of such courts, and the chief justice of the Supreme Court; and to provide penalties for failure to comply with the terms of this act.

S. 531. To amend section 7796 of the Code of Alabama.

S. 499. An act to provide that certain motions in cases at law shall become a part of the record; and to dispense with the reserving of exceptions to rulings thereon.

S. 325. An act to impose a license or privilege tax of one dollar a year on each dog in the State of Alabama, over four months of age, and to provide for the collection of such tax and to provide that all live stock killed by any dog and all damages done thereto shall be paid for out of the dog tax fund, and to provide for the distribution of the surplus left in dog tax fund on the first day of March of each year.

S. 544. To further define the power and authority of the chief justice of the Supreme Court and to confer authority upon him to order and direct the holding of circuits courts by the judges and solicitors thereof in their own and other circuits and the supernumerary judge, and to provide clerical assistance for the chief justice, and to prescribe the manner of exercising the power and authority hereby conferred.

S. 493. To amend section 3662 of the Code of Alabama. (Relates to costs in civil actions.)

S. 538. To confer upon the circuit courts of the State the jurisdiction of the chancery courts and to prescribe the manner of exercising the same.

S. 800. To provide a more efficient system for opening, building, changing, constructing and working the public roads of Pickens county. A board of highway commissioners provided for, how provided, vacancies,

how filled, organized of such board, duties of the chairman, duties of the secretary and treasurer, itemized accounts of receipts and disbursements to be published, oath of office and bond to be given, salaries provided for. Impeachment of the members of the board, how done, authority, duties and powers of the board of laws, rules and regulations concerning the public road commissioners, meetings when and where held, adoption of new laws, rules and regulations concerning the public roads and publications of same provided for. Per capita tax and method of collecting same. May be discharged by working under direction of the board. Misdemeanor to fail to pay such tax or work ten full days, penalties provided for, court of county treasurer may be transferred to the board. All rights, powers, duties, etc., on commissioners' court with reference to public roads, etc., now conferred by the general laws of the State, available and applicable to such board of road commissioners.

S. 555. To amend an act, approved April 21st, 1911, entitled "An act to regulate the proceedings in the Supreme Court or Court of Appeals in cases which in the opinion of the court should be reversed because the judgment of the lower court is excessive, and there is, in the opinion of the Supreme Court or Court of Appeals, no other ground of reversal."

S. 556. To define the right of action of an assignee of a judgment or decree of a court of record.

S. 497. To amend section 5326 of the Code (relates to profert dispensed with).

S. 495. To amend section 4023 of the Code of Alabama (relates to warrant attachments issued during term time).

BILLS ON THIRD READING.

The bill:

H. 1378. To amend section two of an act entitled "an act to amend the Constitution of the State of Alabama so as to permit the issuance of bonds for the retirement of the floating debt of the State.

Was read a third time at length and passed.

Yeas, 23; nays, 7.

Yeas:

Messrs.:	Ellis	Jones	Milner
Arrington	Green	Judge	McCain
Brown	Hall	Key	Thach
Bulger	Hartwell	Kline	Wallace
Burns	Hollis	Lee	Weathers
Easterly	Holmes	Lewis	Winkler

—23.

Nays:

Messrs.:	Elrod	Hill	Miller
Bonner	Faulk	Lusk	Pride

—7.

BILL TAKEN FROM CALENDAR AND RECOMMITTED.

On motion of Mr. Bonner

S. 396. To amend sections 900 and 901 of the Code of Alabama.

Was recommitted to the Standing Committee on Judiciary.

Yeas, 25; nays, 8.

Yeas:

Messrs.:	Denson	Hollis	Miller
Bell	Easterly	Holmes	Milner
Bonner	Ellis	Jones	McCain
Brown	Elrod	Kline	Pride
Bulger	Green	Lee	Thach
Burns	Hartwell	Lewis	Wallace
Cooper	Hill		

—25.

Nays:

Messrs.:	Hall	Judge	Lusk
Arrington	Higgins	Key	Weathers
Faulk			

—8.

CONSIDERATION OF SPECIAL ORDER.

The hour of 4 o'clock having arrived, the Senate proceeded to consider the special order for the hour, which was

S. 674. To divide the State of Alabama into ten congressional districts.

And the amendments thereto.

Mr. Hill moved to lay the amendment to the substitute offered by Mr. Lee on the table, which prevailed, and the amendment to the substitute offered by Mr. Lee was laid upon the table.

Mr. Jones moved to table said bill and substitute.

Mr. Holmes called for a division of the question, and the question recurs upon the motion of Mr. Jones to table the substitute, and the substitute offered by the committee was laid upon the table.

Yeas, 18; nays, 11.

Yeas:

Messrs.:	Easterly	Jones	McCain
Arrington	Faulk	Judge	Thach
Bell	Green	Kline	Wallace
Brown	Hall	Lewis	Weathers
Burns	Hill	Milner	—18.

Nays:

Messrs.:	Elrod	Holmes	Lusk
Bonner	Hartwell	Key	Miller
Ellis	Hollis	Lee	Winkler
			—11.

The question then recurred upon the motion of Mr. Jones to lay said bill upon the table, and said bill was laid upon the table.

Yeas, 18; nays, 10.

Yeas:

Messrs.:	Easterly	Hill	McCain
Arrington	Ellis	Jones	Thach
Bell	Faulk	Key	Wallace
Brown	Green	Kline	Weathers
Burns	Hall	Lee	—18.

Nays:

Messrs.:	Hartwell	Lewis	Milner
Bonner	Holmes	Lusk	Winkler
Elrod	Judge	Miller	—10.

MESSAGE FROM THE GOVERNOR.

STATE OF ALABAMA.
EXECUTIVE DEPARTMENT.
MONTGOMERY.

September 15, 1915.

Mr. President:

I am directed by the Governor to deliver to the Senate a message in writing.

Respectfully,
W. E. Henderson,
Private Secretary.

To the Senate:

I herewith submit for the advice and consent of the Senate the following appointment:

Colonel Graph J. Hubbard, First Infantry, Alabama National Guard, to be Adjutant General of Alabama with the rank of Brigadier General.

Chas. Henderson,
Governor.

GOVERNOR'S MESSAGE.

On motion of Mr. Arrington, the appointment of Mr. Hubbard as Adjutant General of Alabama with the rank of Brigadier General, as set forth in the foregoing message from the Governor was confirmed by the Senate.

Yeas, 30; nays, 0.

Yeas:

Messrs.:	Ellis	Holmes	Miller
Arrington	Elrod	Jones	Milner
Bell	Faulk	Judge	Pride
Bonner	Green	Key	Thach
Brown	Hall	Kline	Wallace
Burns	Hartwell	Lee	Weathers
Cooper	Hill	Lewis	Winkler
Easterly	Hollis	Lusk	—30.

Nays, 0.

RECESS.

At 5:30 o'clock P. M., on motion of Mr. Holmes, the Senate took a recess until 8 o'clock tonight.

NIGHT SESSION, FORTY-SIXTH DAY.

Wednesday, September 15, 1915.

The Senate re-assembled at 8 o'clock P. M.

ROLL CALL.

On a call of the roll 20 Senators answered to their names, a quorum of the Senate.

REPORTS OF COMMITTEES.

Mr. Wallace, chairman of the Standing Committee on Local Legislation, reported that said committee, in session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to-wit:

By Mr. Davis:

H. 1467. For the relief of Walter Jones, as administrator of the estate of P. P. Jones, deceased.

By Mr. Tarrant:

H. 1642. For the relief of L. F. Jackson.

By Mr. Hogan:

H. 1628. To prescribe the qualifications, duties and compensation of coroners, in counties of this State of two hundred thousand inhabitants or more, according to the last preceding federal census or any subsequent federal census.

By Mr. Willingham:

H. 1637. To repeal an act to require persons whose claims against Sumter county have been allowed by the commissioners court thereof against the general fund of said county, to draw their warrants therefor in six months, approved February 19th, 1883.

By Mr. Rogers of Sumter:

H. 1635. To authorize the commissioners court of Sumter county to issue a duplicate warrant on the county treasurer of said county, when an original warrant is lost or misplaced and cannot be found.

By Mr. Rogers of Sumter:

H. 1634. To repeal section 13 of an act entitled an act to provide for the better working and maintaining of

the public roads in Sumter county, approved February 26th, 1907.

By Mr. Willingham:

H. 1638. To authorize the court of county commissioners of Sumter county to pay, out of the general fund of the county, for publishing notice as provided by section 106 of the Constitution, of the proposed introduction in the Legislature of any local law, whenever the proposed law is for the common good of the county.

By Mr. Carmichael:

H. 1622. To make the clerk of the circuit court of Colbert county ex-officio clerk of the county court.

By Mr. Willingham:

H. 1636. For the better construction, repairing, working and maintaining of the public roads and bridges in Sumter county.

By Mr. Hogan:

H. 1590. To authorize county commissioners or boards of revenue in counties in this State of one hundred and fifty thousand inhabitants or more according to the last federal census, or any subsequent federal census to employ janitors for court houses and other county buildings.

By Mr. Scott:

H. 1653. To authorize and require the treasurer of Jefferson county to pay John G. Bradley the sum of eighty-seven and 32/100 (\$87.32) dollars to reimburse him for expenses paid by him for the publication of notice of an intention to apply to the Legislature for the passage of an act to provide for and regulate the drawing, summoning and empanelling of juries in capital cases in Jefferson county.

By Mr. Moore:

H. 1507. To provide for the more efficient working, construction and repair of the public roads and bridges in Fayette county, Alabama; to provide for a county engineer, fix his compensation and define his duties; to provide for the appointment of road overseers in the several precincts in the county, and to fix their compensation and define their duties and powers; to authorize the purchase of necessary tools, teams, road machines and other implements; to provide for a commutation fee in lieu of working the roads; to provide for the levy of

a special tax of one-fourth of one percentum for public roads and bridges; to provide funds, regulations and penalties to carry the provisions and purposes of this act into effect, and to prevent obstruction and damage to the public roads and bridges of said county.

By Mr. Espy:

H. 1652. To require all police officers of the town of Headland, Henry county, Alabama, to execute bond, to be approved by the mayor of said town of Headland, in the sum of one thousand dollars, conditioned upon the faithful discharge of their duty, and to provide that said bond shall provide for damages resulting from unauthorized, or unlawful arrests, and to provide for a penalty for the violation of the provisions of this act.

Mr. Elrod, chairman of the Standing Committee on Fish, Game and Forestry, reported that said committee, in session, had acted on the following bill and ordered same returned to the Senate with a favorable report, and it was read a second time and placed on the calendar, to-wit:

By Mr. Grayson of Mobile:

H. 1060. To regulate the catching of fish in streams, rivers, lakes, bayous, creeks and sloughs in the State of Alabama and to prohibit the use of seines, cast nets, gill nets, tresmire nets, or nets of a like kind in said waters and within three hundred feet of the mouth thereof and to provide for the destruction of any of said nets when used in violation of this act, and to provide rules of evidence for prosecutions under the provisions of this act.

ADVERSE REPORT.

Mr. Wallace, chairman of the Standing Committee on Local Legislation, reported that said committee, in session, had acted on the following bills and ordered same returned to the Senate with an adverse report:

By Mr. Judge:

S. 664. To establish a jury commission in all counties of this State which have eighty-one thousand population or more according to the last federal census, and in all counties which have eighty-one thousand population or more according to any federal census which may

be hereafter taken; to prescribe the qualifications of jurors, and regulate the selecting, drawing, and summoning of jurors, (and to provide for exemptions from jury service) and to provide for the appointment and compensation of Clerks for such jury commissions; to provide a method by which the names of citizens may be obtained for jury service, and to provide penalties for the violation of this act; to regulate the empanelling of grand and petit juries in all the courts of such counties.

By Mr. Judge:

S. 665. To consolidate the "City court of Birmingham," the "circuit court of the tenth judicial circuit of Alabama," the "criminal court of Jefferson county," and the "Chancery court for the fifth district of the north-western chancery division of Alabama," into one court to be known as the "Circuit court of Jefferson county," with a sufficient number of judges for the transaction of the business of such consolidated court, as provided by section 148 of the Constitution of Alabama, and to provide for the organization and the nomination and election of the judges thereof and the transaction of the business and the election or appointment of clerks and deputy clerks and fix the salary of the judges, officers and employees of the court, and to define the power of said court and fix the duties of the judges and the officers and employees thereof and the practice therein.

RESOLUTION.

Mr. Bulger offered the following resolution:

S. J. R. 173. Resolved by the Senate, the House concurring, that the remaining four days of the session be utilized as follows: That both Houses remain in session tomorrow and next day, Thursday and Friday of this week, and Tuesday and Friday of next week, recess Saturday of this week, Monday, Wednesday and Thursday next week, adjourn sine die September 24th, 1915.

Which was read at length and referred to the Standing Committee on Rules.

On motion of Mr. Miller the Senate indefinitely postponed the consideration of

H. 1545. To amend sections 1, 2, 3, 6, 7, 8 and 9 of an act entitled an act to establish a separate school district in and for the city of Demopolis, and the police jurisdiction thereof in Marengo county, Alabama, and to provide means to support said separate school district. Approved February 10th, 1897. And to provide means to aid in the support of the school in said district, and to provide for the election of the members of the said Demopolis school board in the Demopolis school district, and the qualifications of the members of the said board.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bills:

H. 1546. To appropriate the sum of four thousand dollars to pay the unpaid salaries of the officers and employees of the Alabama oyster commission.

H. 1472. To amend section 6123 and section 6126 of the Code of Alabama of 1907.

H. 1241. To amend section 4885 of the Code of Alabama of 1907.

And sends same herewith to the Senate without engrossment.

W. F. Herbert,
Clerk.

HOUSE MESSAGE.

The House bills in the foregoing House message were severally read once and referred to appropriate standing committees as follows:

H. 1241. To the Committee on Judiciary.

H. 1546. To the Committee on Finance and Taxation.

H. 1472. To the Committee on Commerce and Common Carriers.

BILLS ON THIRD READING.

The bill:

H. 1206. To grant to owners of riparian lands upon navigable waters in the State of Alabama, the right and privilege in front of their riparian lands of installing wharves, docks, warehouses, sheds, tipples, chutes, ele-

vators, conveyors and the like for receiving, discharging, storing, protecting, transferring, loading and unloading freight and commodities of commerce to and from vessels and carriers, and to use the riparian land in connection therewith, and to dredge out and deepen the approaches thereto and to charge and collect reasonable charges for the use thereof and to provide for the right to regulate such charges, and to provide for the exercise of the right of eminent domain.

Was read a third time at length and passed.

Yeas, 22; nays, 0.

Yeas:

Messrs.:	Elrod	Judge	McCain
Arrington	Faulk	Key	Thach
Cooper	Hall	Kline	Wallace
Denson	Hartwell	Lewis	Weathers
Easterly	Hill	Lusk	Winkler
Ellis	Hollis	Miller	—22.

Nays, 0.

The bill:

H. 1641. To limit costs in civil suits other than unlawful detainer suits involving not more than fifty dollars (\$50.00) brought or instituted in inferior courts located or established in counties having a population of not less than 80,000 nor more than 100,000 according to the last Federal census or any subsequent Federal census.

Was read a third time at length and passed.

Yeas, 20; nays, 0.

Yeas:

Messrs.:	Easterly	Hartwell	Lusk
Arrington	Ellis	Hill	Miller
Bonner	Faulk	Judge	McCain
Brown	Green	Key	Pride
Cooper	Hall	Kline	Wallace
Denson			—20.

Nays, 0.

The bill:

H. 1452. To authorize and empower the court of county commissioners of Cleburne county, Alabama, to donate to the town of Edwardsville, Alabama, the old court house building located therein.

Was read a third time at length and passed.

Yeas, 22; nays, 0.

Yeas:

Messrs.:	Elrod	Holmes	McCain
Arrington	Faulk	Key	Thach
Bonner	Hall	Kline	Wallace
Brown	Hartwell	Lee	Weathers
Cooper	Hill	Lusk	Winkler
Easterly	Hollis	Miller	—22.

Nays:

The bill:

H. 1268. To provide for the better building, maintenance and protection of the public roads and bridges of Lee county; to provide funds, regulations and penalties to carry the provisions and purposes of this act into effect; to provide for the appointment of a county engineer and for the examination of applicants for such position.

Was taken up.

Mr. Wallace offered the following amendment to said bill, to-wit:

Amend section one of said bill by striking out the words "three thousand" where it appears in said section and insert in lieu thereof the words "twenty-one hundred."

Amend section 20 of said bill by striking out the words "twenty-one" where they appear in said bill and insert in lieu thereof the word "eighteen."

Which was adopted.

Yeas, 20; nays, 1.

Yeas:

Messrs.:	Cooper	Faulk	Hartwell
Arrington	Easterly	Green	Hill
Bell	Ellis	Hall	Holmes

Key	McCain	Thach	Weathers
Lewis	Pride	Wallace	Winkler
Miller			—20.

Nay: Mr. Lusk—1.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 24; nays, 1.

Yeas:			
Messrs.:	Ellis	Hollis	McCain
Arrington	Faulk	Holmes	Pride
Bonner	Green	Key	Thach
Brown	Hall	Kline	Wallace
Cooper	Hartwell	Lewis	Weathers
Denson	Hill	Miller	Winkler
Easterly			—24.

Nay: Mr. Lusk—1.

The bill:

S. 867. To amend an act entitled an act to establish a separate school district in and for the city of Demopolis and the police jurisdiction thereof in Marengo county, Alabama, and to provide means to support said separate school district, approved February 10th, 1897, and to extend the territory and boundaries of said school district, and to provide means to aid in the support of the school in said school district.

Was read a third time at length and passed and ordered sent forthwith to the House without engrossment.

Yeas, 22; nays, 0.

Yeas:			
Messrs.:	Ellis	Hollis	Miller
Arrington	Faulk	Holmes	McCain
Brown	Green	Key	Thach
Bulger	Hartwell	Kline	Weathers
Cooper	Higgins	Lewis	Winkler
Easterly	Hill	Lusk	—22.

Nays, 0.

The bill:

H. 1489. To appropriate the sum of sixty dollars for the year ending Sept. 30th, 1913, and the further sum of sixty-nine dollars for the year ending Sept. 30th, 1914, to H. M. Mickle, of Randolph county, a Confederate soldier, as a Confederate pension for such years.

Was read a third time at length and passed.

Yeas, 20; nays, 0.

Yeas:

Messrs.:	Green	Holmes	Miller
Arrington	Hall	Key	McCain
Brown	Hartwell	Kline	Thach
Cooper	Hill	Lewis	Weathers
Easterly	Hollis	Lusk	Winkler
Faulk			—20.

Nays, 0.

The bill:

H. 1542. To amend section 4950 of the Code of Alabama A. D. 1907, Vessels exempt from pilotage.

Was read a third time at length and passed.

Yeas, 22; nays, 0.

Yeas:

Messrs.:	Ellis	Holmes	McCain
Arrington	Faulk	Key	Pride
Brown	Green	Kline	Thach
Bulger	Hartwell	Lewis	Weathers
Cooper	Hill	Lusk	Winkler
Easterly	Hollis	Miller	—22.

Nays, 0.

The bill:

H. 1563. To repeal an act "to allow stock to run at large within certain limits in beat five in Lee county, Alabama, at certain seasons in the year."

Was read a third time at length and passed.

Yeas, 22; nays, 0.

Yeas:

Messrs.:	Faulk	Holmes	Pride
Arrington	Green	Key	Thach
Brown	Hall	Kline	Wallace
Cooper	Hartwell	Lusk	Weathers
Ellis	Hill	Miller	Winkler
Elrod	Hollis	McCain	—22.

Nays, 0.

The bill:

H. 1302. To amend section five of an act entitled "an act to provide for the appointment of an official stenographer for the second judicial circuit of Alabama, and to prescribe his duties and to fix his compensation," approved August 9th, 1907, as amended by an act of the Legislature of Alabama, approved March 29th, 1911.

Was read a third time at length and passed.

Yeas, 20; nays, 2.

Yeas:

Messrs.:	Hall	Judge	Pride
Arrington	Hartwell	Kline	Thach
Cooper	Hill	Miller	Wallace
Easterly	Hollis	Milner	Weathers
Faulk	Holmes	McCain	Winkler
Green			—20.

Nays: Messrs. Key, Lusk—2.

The bill:

H. 1560. To amend subdivision seventeen (17) of an act approved December 13th, 1900, entitled an act to amend section five of an act to incorporate the town of Luverne, in the county of Crenshaw and State of Alabama, approved February 6th, 1891.

Was read a third time at length and passed.

Yeas, 25; nays, 0.

Yeas:

Messrs.:	Bulger	Easterly	Green
Bell	Burns	Ellis	Hartwell
Brown	Cooper	Faulk	Higgins

Hill	Key	Miller	Pride	
Hollis	Kline	McCain	Thach	
Holmes	Lee	Price	Winkler	
Judge	Lewis			—25

Nays, 0.

The bill:

S. 897. To create the office of county treasurer for Lowndes county; to prescribe his duties and compensation, and provide for his election.

Was read a third time at length and passed and ordered sent forthwith to the House without engrossment.

Yeas, 23; nays, 0.

Yeas:

Messrs.:	Ellis	Higgins	Lee	
Bell	Elrod	Hill	Lewis	
Brown	Faulk	Hollis	Miller	
Bulger	Green	Holmes	Pride	
Cooper	Hall	Key	Thach	
Easterly	Hartwell	Kline	Winkler	—23.

Nays, 0.

The bill:

H. 1281. To appropriate the sum of fifty-nine and 25/100 dollars to the Southern Typewriter Exchange, Montgomery, Alabama, to pay for work and labor and repairs done on typewriters belonging to the State of Alabama.

Was taken up.

The Committee on Finance and Taxation offered the following amendment to said bill:

Amend H. 1281 by adding at the end of said bill the following:

Section 3. Provided, however, that the Governor, the attorney general, the State auditor, the State treasurer, and the director of the department of archives and history shall be and constitute a commission whose duty it shall be to ascertain how much is due and shall make an award in writing to the Governor as to the amount so due and the said Governor shall in writing order the

State auditor to draw his warrant upon the State treasurer for the amount ascertained to be due and it shall be the duty of the State treasurer to pay said warrant out of any money in the treasury not otherwise appropriated.

Was adopted.

Yeas, 23; nays, 0.

Yeas:

Messrs.:	Easterly	Hartwell	Kline
Arrington	Ellis	Higgins	Lewis
Bonner	Elrod	Hill	Miller
Brown	Faulk	Hollis	Pride
Bulger	Green	Holmes	Thach
Cooper	Hall	Key	Winkler

--23.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 23; nays, 0.

Yeas:

Messrs.:	Cooper	Hall	Kline
Arrington	Denson	Hartwell	Lewis
Bonner	Ellis	Hill	McCain
Brown	Elrod	Hollis	Thach
Bulger	Faulk	Holmes	Wallace
Burns	Green	Key	Winkler

--23.

Nays, 0.

The bill:

H. 1209. To appropriate the sum of \$171.00 to the Brown Printing Co., for printing furnished the immigration commissioner and land agent.

Was taken up.

The Committee on Finance and Taxation offered the following amendment to said bill, to-wit:

Amend House bill No. 1209 by adding at the end of said bill the following:

Section 3. Provided, however, that the Governor, the attorney general, the State auditor, the State treasurer,

and the director of the department of archives and history shall be and constitute a commission whose duty it shall be to ascertain how much is due and shall make an award in writing to the Governor as to the amount so due and the said Governor shall in writing order the State auditor to draw his warrant upon the State treasurer for the amount ascertained to be due and it shall be the duty of the State treasurer to pay said warrant out of any money in the treasury not otherwise appropriated.

Was adopted.

Yeas, 23; nays, 0.

Yeas:

Messrs.:	Faulk	Holmes	Lusk
Arrington	Green	Jones	Miller
Brown	Hall	Key	Pride
Burns	Hartwell	Kline	Thach
Cooper	Higgins	Lee	Wallace
Easterly	Hill	Lewis	Winkler

—23.

Nays, 0.

And said bill as thus amended was read a third time at length and passed.

Yeas, 22; nays, 1.

Yeas:

Messrs.:	Ellis	Hollis	Milner
Arrington	Faulk	Holmes	McCain
Bell	Green	Key	Thach
Bulger	Hall	Kline	Wallace
Cooper	Hartwell	Lusk	Winkler
Easterly	Hill	Miller	

—22.

Nay: Mr. Pride—1.

The bill:

H. 1647. To make an appropriation of three hundred twenty-four and 74/100 dollars out of the fine and forfeiture fund of Clarke county, Alabama, for the relief of C. A. Coats, ex-sheriff of said county.

Was read a third time at length and passed.

Yeas, 22; nays, 0.

Yeas:

Messrs.:	Green	Holmes	Pride
Arrington	Hall	Key	Thach
Brown	Hartwell	Kline	Wallace
Cooper	Higgins	Lewis	Weathers
Easterly	Hill	Miller	Winkler
Faulk	Hollis	McCain	—22.

Nays, 0.

The bill:

H. 1474. To dissolve the municipal corporation of High Note, Geneva county, Alabama.

Was read a third time at length and passed.

Yeas, 20; nays, 0.

Yeas:

Messrs.:	Ellis	Hollis	Miller
Arrington	Faulk	Holmes	Milner
Brown	Green	Judge	Pride
Burns	Hartwell	Key	Wallace
Denson	Hill	Lee	Winkler
Easterly			—20.

Nays, 0.

The bill:

H. 1327. To appropriate the sum of nine hundred thirty and 46/100 dollars (\$930.46) to the Brown Printing Co., for printing and binding the biennial report of the railroad commission.

Was taken up.

The Committee on Finance and Taxation offered the following amendment to said bill, to-wit:

Amend House bill No. 1327 by adding at the end of said bill the following:

Section 3. Provided, however, that the Governor, the attorney general, the State auditor, the State treasurer, and the director of the department of archives and history shall be and constitute a commission whose duty it shall be to ascertain how much is due and shall make an award in writing to the Governor as to the amount so due and the said Governor shall in writing order the

State auditor to draw his warrant upon the State treasurer for the amount ascertained to be due and it shall be the duty of the State treasurer to pay said warrant out of any money in the treasury not otherwise appropriated.

Was adopted :

Yeas, 22; nays, 0.

Yeas :

Messrs. :	Easterly	Hartwell	Lewis
Arrington	Ellis	Hill	Miller
Brown	Elrod	Hollis	McCain
Bulger	Faulk	Holmes	Thach
Cooper	Green	Key	Winkler
Denson	Hall	Kline	—22.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 19; nays, 0.

Yeas :

Messrs. :	Easterly	Holmes	Milner
Arrington	Faulk	Judge	McCain
Brown	Green	Key	Thach
Burns	Hartwell	Lee	Wallace
Cooper	Higgins	Miller	Winkler
			—19.

Nays, 0.

The bill :

H. 475. For the relief of T. R. Folmar, captain of Company "I," Second Regiment, Alabama National Guard, for hospital expenses incurred while on duty with the Alabama National Guard at Montgomery.

Was read a third time at length and passed.

Yeas, 18; nays, 0.

Yeas :

Messrs. :	Burns	Faulk	Hollis
Arrington	Denson	Hartwell	Holmes
Brown	Easterly	Hill	Key

Lewis	Milner	Thach	Winkler	
Lusk	McCain	Wallace		—18.

Nays, 0.

The bill:

H. 1001. To render void any agreement permitting the bringing of suit before a justice of the peace in any precinct other than a precinct where said suit is authorized by the laws of this State to be brought, if said agreement is made before said suit is filed.

Was read a third time at length and passed.

Yeas, 19; nays, 1.

Yeas:

Messrs.:	Easterly	Hartwell	Lusk	
Arrington	Ellis	Hollis	Miller	
Brown	Faulk	Holmes	Milner	
Cooper	Green	Key	McCain	
Denson	Hall	Kline	Wallace	—19.

Nay: Mr. Pride—1.

The bill:

H. 1464. To ratify, confirm, approve and make legal certain warrants or orders which were paid by the treasurer of Walker county, Alabama, out of the road fund or road and bridge fund of said county of Walker, from January 1st, 1909, up to and including May 1st, 1915; and to ratify, confirm, approve and make legal the payments of said warrants or orders, from said 1st day of January, 1909, up to and including May 1st, 1915.

Was read a third time at length and passed.

Yeas, 22; nays, 0.

Yeas:

Messrs.:	Ellis	Holmes	Pride	
Arrington	Faulk	Judge	Thach	
Brown	Green	Kline	Wallace	
Burns	Hartwell	Lee	Weathers	
Denson	Higgins	Miller	Winkler	
Easterly	Hill	Milner		—22.

Nays, 0.

The bill:

H. 1113. For the relief of John G. Bradley, former clerk of the criminal court of Jefferson county.

Was taken up.

The Committee on Finance and Taxation offered the following amendment to said bill, to-wit:

Amend House bill No. 1113 by adding at the end of said bill the following:

Section 2. Provided, however, that the Governor, the attorney general, the State auditor, the State-treasurer and the director of the department of archives and history shall be and constitute a commission whose duty it shall be to ascertain how much is due, and shall make an award in writing to the Governor as to the amount so due, and the said Governor shall in writing order the State auditor to draw his warrant upon the State treasurer for the amount ascertained to be due, and it shall be the duty of the State treasurer to pay said warrant out of any money in the treasury not otherwise appropriated.

Which was adopted.

Yeas, 18; nays, 1.

Yeas:

Messrs.:	Ellis	Jones	Milner	
Arrington	Faulk	Judge	Pride	
Bonner	Hartwell	Kline	Thach	
Burns	Higgins	Lewis	Winkler	
Denson	Hill	Miller		—18.

Nay: Mr. Wallace—1.

And said bill as thus amended was read a third time at length and passed.

Yeas, 23; nays, 0.

Yeas:

Messrs.:	Easterly	Hartwell	Lewis	
Arrington	Ellis	Hill	Miller	
Brown	Elrod	Hollis	McCain	
Bulger	Faulk	Holmes	Pride	
Cooper	Green	Key	Thach	
Denson	Hall	Kline	Winkler	—23.

Nays, 0.

The bill:

H. 1283. To provide pensions for soldiers and sailors in the service of the State of Alabama, and to their widows, and for soldiers and sailors in the army or navy of the Confederate States of America, and to their widows, and for the regulation of the payment thereof.

Mr. Ellis offered the following amendment to said bill, to-wit:

1. Amend section 5, by striking out all the section after the word "act" in line 6 and adding the following:

"No widow of any Confederate soldier or sailor shall be entitled to the same classification upon the pension roll as the veterans unless she shall have married the veteran as whose widow she draws a pension, prior to April, 1865. All widows who were married to husbands through whose service they draw pensions since April, 1865, shall draw third class pensions."

2. Amend section 6½ by striking beginning in line 12 the following: "And be paid for the time they have been dropped therefrom as and for the class they were in when dropped."

3. Amend section 9 by adding in line 2, after word "rejected" the words "or recommended."

4. Amend section 17, by inserting after word "is" in line 1 the word "annually."

5. Add additional section as follows: "No applicant who has been purposely stricken from the pension roll shall be entitled to any back pay for the time his or her name was stricken from the roll, and no back pay shall in any case be granted except to those making application under section 27 of this act."

6. Add additional section as follows: "In all applications for pensions hereafter, there shall be included a certificate from the tax assessor or assessors of the county or counties in which the applicant holds property to the effect that the actual value of the applicant's property does not exceed two thousand dollars."

Which was adopted.

Yeas, 18; nays, 0.

Yeas:

Messrs.:
Arrington

Bell
Brown

Denson
Easterly

Ellis
Faulk

Green	Holmes	Lusk	Pride	
Hall	Key	Miller	Wallace	
Hartwell	Kline	McCain		—18.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 19; nays, 2.

Yeas:

Messrs.:	Ellis	Holmes	Miller	
Arrington	Green	Judge	Milner	
Bell	Hall	Key	McCain	
Cooper	Hartwell	Kline	Pride	
Easterly	Hollis	Lusk	Wallace	—19.

Nays: Faulk, Lewis—2.

The bill:

H. 1025. To amend section 3485 of the Code of Alabama of 1907.

Mr. Thach offered the following amendment to said bill, to-wit:

Provided, no proceedings for the condemnation of lands under this act shall be entered until the approval of the railroad commission is first obtained.

Which was adopted.

Yeas, 20; nays, 2.

Yeas:

Messrs.:	Green	Judge	Milner	
Arrington	Hall	Key	McCain	
Bell	Hartwell	Lewis	Pride	
Brown	Hill	Lusk	Thach	
Denson	Holmes	Miller	Winkler	
Easterly				—20.

Nays: Messrs. Ellis, Faulk—2.

Mr. Holmes offered the following amendment to said bill, to-wit:

Provided, no provision of this act shall apply to any county in Alabama, which has or may hereafter have, 1,500 square miles or more.

Which was adopted.

Yeas, 16; nays, 3.

Yeas:

Messrs.:	Denson	Hall	Kline	
Arrington	Easterly	Hartwell	Miller	
Bell	Ellis	Holmes	McCain	
Brown	Faulk	Key	Pride	
Cooper				—16.

Nays:

Messrs.:	Judge	Lusk	Milner	—3.
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And said bill, as thus amended, was read a third time at length and passed.

Yeas, 13; nays, 12.

Yeas:

Messrs.:	Denson	Hartwell	Kline	
Bell	Easterly	Holmes	Miller	
Bonner	Green	Key	McCain	
Brown	Hall			13.

Nays:

Messrs.:	Faulk	Lewis	Pride	
Arrington	Hill	Lusk	Wallace	
Cooper	Judge	Milner	Winkler	
Ellis				—12.

The bill:

S. 854. To provide and create a commission form of government and to authorize the adoption of the same in all counties in the State of Alabama; to regulate the selection and election of commissioners and their terms of office and retention in and recall from office, to provide for the selection of one commissioner as president of the board, and the retention in office of certain officials; to fix the powers, duties and compensation of such commissioner; to punish improper conduct in connection with elections and petitions hereunder; to abolish

the office of tax assessor, tax collector, county treasurer and all other county offices except those where courts and schools are concerned, now held under the present form of county government in said counties, that adopt or have put in force for them this commission form of government; and generally to authorize and provide for the creation and maintenance of said commission form of government.

Was taken up.

The Committee on County and County Boundaries offered the following amendment to said bill, to-wit:

Amend the bill by inserting after the words "State of Alabama" in line 2 of the caption of the bill, the following words: "Having a population of more than seventy-five thousand according to the last Federal census or any subsequent Federal census."

Amend further by inserting after the words "State of Alabama" in line two, section 1 of said bill, the following: "Having a population of seventy-five thousand and not more than eighty-one thousand, according to the last Federal census, or any subsequent Federal census."

Amend further by striking from said bill section 16 and insert in lieu thereof the following:

"That each commissioner of every county organized under the terms of this act, shall receive a salary payable by the county in equal monthly installments for his services as commissioner, as follows:

In counties of seventy-five thousand population and not exceeding eighty-one thousand, according to the last Federal census or any subsequent Federal census, the salary of each commissioner shall be five thousand dollars per annum. In counties of more than one hundred thousand inhabitants, according to the last Federal census, or any subsequent Federal census, the salary of each commissioner shall be six thousand dollars per annum.

Which was adopted.

Yeas, 17; nays, 3.

Yeas:

Messrs.:	Brown	Easterly	Green
Arrington	Denson	Ellis	Hall

Hartwell	Judge	Milner	Pride	
Hollis	Key	McCain	Winkler	
Holmes	Lewis			—17.

Nays:

Messrs.:	Faulk	Hill	Lusk	
				—3.

Mr. Hill offered the following amendment to said bill, to-wit:

Amend said bill by inserting:

Section 31½. Provided that this act shall not apply to counties having 82,000 or more people according to the last or any subsequent Federal census.

Which was adopted.

Yeas, 17; nays, 2.

Yeas:

Messrs.:	Ellis	Hill	Miller	
Arrington	Faulk	Holmes	McCain	
Brown	Green	Judge	Pride	
Denson	Hall	Lusk	Winkler	
Easterly	Hartwell			—17.

Nays: Messrs. Key, Milner—2.

Mr. Lusk offered the following amendment to said bill, to-wit:

Provided, that this bill shall not apply to any county that now has less than eighty thousand, but may hereafter have eighty thousand population.

Which was adopted.

Yeas, 22; nays, 1.

Yeas:

Messrs.:	Easterly	Hill	McCain	
Arrington	Ellis	Judge	Pride	
Bell	Faulk	Key	Thach	
Brown	Green	Kline	Wallace	
Cooper	Hall	Lusk	Winkler	
Denson	Hartwell	Miller		—22.

Nay: Mr. Holmes—1.

And said bill, as thus amended, was read a third time at length and passed, and ordered sent forthwith to the House without engrossment.

Yeas, 19; nays, 8.

Yeas:

Messrs.:	Easterly	Hartwell	Miller
Arrington	Ellis	Holmes	McCain
Bonner	Faulk	Jones	Pride
Brown	Green	Judge	Thach
Denson	Hall	Kline	Winkler

—19.

Nays:

Messrs.:	Hill	Lewis	Milner
Bell	Key	Lusk	Wallace
Cooper			

—8.

The bill:

H. 1531. To provide for the relief of Irby Collins and to make an appropriation therefor.

Was taken up.

The Committee on Finance and Taxation offered the following amendment to said bill:

Amend House bill No. 1531 by adding at the end of said bill the following:

“Section 2. Provided, however, that the Governor, the attorney general, the State auditor, the State treasurer and the director of the department of archives and history shall be and constitute a commission whose duty it shall be to ascertain how much is due, and shall make an award in writing to the Governor as to the amount so due and the said Governor shall in writing order the State auditor to draw his warrant upon the State treasury for the amount ascertained to be due and it shall be the duty of the State treasury to pay said warrant out of many money in the treasury not otherwise appropriated.”

Which was adopted.

Yeas, 19; nays, 0.

Yeas:

Messrs.:	Bell	Cooper	Faulk
Arrington	Bulger	Easterly	Hartwell

Hill	Kline	Milner	Thach
Holmes	Lewis	McCain	Weathers
Judge	Lusk	Pride	Winkler

—19.

Nays, 0.

And said bill as thus amended was read a third time at length and passed.

Yeas, 21; nays, 0.

Yeas:

Messrs.:	Faulk	Kline	Pride
Arrington	Hartwell	Lee	Thach
Brown	Higgins	Lewis	Wallace
Cooper	Hollis	Miller	Weathers
Easterly	Holmes	McCain	Winkler
Elrod	Judge		

—21.

Nays, 0.

The bill:

H. 410. To appropriate out of the general funds of the State not otherwise appropriated the sum of fourteen hundred and fifty-five dollars (\$1,455.00) for the relief of the children of B. A. Forrester and J. S. Forrester, late partners under the firm name of B. A. Forrester & Brother, namely: Mrs. Theodosia Folkes, R. B. Forrester, S. S. Forrester, V. T. Forrester, O. A. Forrester, H. G. Forrester, Mrs. Cenie Pilcher, W. R. Forrester, F. C. Forrester, Sibbie Forrester, F. F. Forrester, Mrs. Oattie Hodges, K. L. Forrester, Mrs. Elvie Copeland and Mrs. Ethel Cherry.

Was taken up.

The Committee on Finance and Taxation offered the following amendment to said bill, to-wit:

Amend House bill No. 410 by adding at the end of said bill the following:

“Section 3. Provided, however, that the Governor, the attorney general, the State auditor, the State treasurer and the director of the department of archives and history shall be and constitute a commission whose duty it shall be to ascertain how much is due, and shall make an award in writing to the Governor as to the amount so

due and the said Governor shall in writing order the State auditor to draw his warrant upon the State treasury for the amount ascertained to be due and it shall be the duty of the State treasury to pay said warrant out of any money in the treasury not otherwise appropriated."

Was adopted.

Yeas, 19; nays, 0.

Yeas:

Messrs.:	Easterly	Holmes	Miller
Arrington	Faulk	Judge	Price
Bonner	Green	Key	Thach
Bulger	Hartwell	Lee	Wallace
Cooper	Higgins	Lewis	Winkler

—19.

Nays, 0.

And said bill as thus amended was read a third time at length and passed.

Yeas, 21; nays, 0.

Yeas:

Messrs.:	Elrod	Judge	Pride
Arrington	Hall	Kline	Thach
Brown	Higgins	Lewis	Wallace
Burns	Hill	Miller	Weathers
Denson	Hollis	McCain	Winkler
Easterly	Jones		

—21.

Nays, 0.

The bill:

H. 1082. To create for Walker county, Alabama, the office of full time health officer; to provide for the election of such health officer, and prescribing the term of office, duties, salary and expenses of such officer.

Was read a third time at length and passed.

Yeas, 19; nays, 0.

Yeas:

Messrs.:	Burns	Faulk	Holmes
Arrington	Easterly	Hartwell	Judge
Brown	Elrod	Hill	Kline

Lewis
Miller

McCain
Price

Thach
Wallace

Weathers
Winkler

—19.

Nays, 0.

The bill:

H. 1584. To amend an act entitled an act "to regulate the sale of cotton seed meal," approved November 22nd, 1907.

Was taken up.

The Committee on Agriculture offered the following substitute to said bill, to-wit:

A BILL

To be entitled an act to amend an act entitled an act to regulate the sale of cotton seed meal, approved Nov. 22, 1907.

Be it enacted by the Legislature of Alabama.

That section 1 be amended to read as follows:

Section 1. That any person, firm or corporation offering for sale any cotton seed meal in this State shall have tags attached to each bag with the guaranteed analysis of such meal printed thereon, and, in case of sale in bulk, shall have such analysis set forth in the contract of sale, stating the per cent of ammonia, phosphoric acid, potash and protein and fat contained therein; and no cotton seed meal containing less than seven and one-half per cent ammonia shall be sold as fertilizer in this State.

Section 2. That all cotton seed meal containing 8 per cent of ammonia and 45 per cent of protein and fat shall be stamped or tagged HIGH GRADE, and all cotton seed meal offered for sale in bags or other packages or parcels which contain not less than seven and a half per cent of ammonia and not less than 43 per cent of protein and fat shall be stamped or tagged PRIME MEAL. All cotton seed meal offered for sale in sacks or bags or other packages or parcels which contain less than 7 per cent of ammonia and 31 per cent of protein and fat shall be classed and branded as LOW GRADE MEAL. Should any manufacturer of cotton seed meal increase the per cent of ammonia by adding nitrate of

soda or sulphate of ammonia he shall be guilty of a misdemeanor, and on conviction shall, in the discretion of the court forfeit their sale of contract.

Which was adopted.

Yeas, 22; nays, 1.

Yeas:

Messrs.:	Easterly	Hill	Lusk
Bell	Ellis	Holmes	Miller
Bonner	Faulk	Judge	Pride
Brown	Green	Key	Thach
Cooper	Hall	Kline	Winkler
Denson	Hartwell	Lewis	—22.

Nay: Mr. Milner—1.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 20; nays, 0.

Yeas:

Messrs.:	Easterly	Hollis	Lusk
Arrington	Faulk	Holmes	Miller
Bonner	Green	Judge	Pride
Brown	Hartwell	Kline	Wallace
Cooper	Hill	Lewis	Winkler
Denson			—20.

Nays, 0.

MESSAGE FROM THE HOUSE.

Mr. President:

The Speaker of the House having signed the following House bills, your signature thereto is requested:

H. 139. For the relief of Rose Huey, clerk and register of the city court of Bessemer, Jefferson county, Alabama.

H. 974. To amend sections 6450, as amended by an act approved August 25, 1909, and 6451, 6452, 6453, 6454, 6455, and 6456, as amended by an act approved Aug. 25, 1909, and 6457, 6458, 6460, 6461, 6462 and 6463, as amended by an act approved August 25, 1909, 6464,

and 6465, as amended by an act approved August 25, 1909, of the Code of Alabama of 1907.

H. 975. To protect women and children from desertion and non-support by husbands and parents; making it a misdemeanor for a husband to desert or neglect to provide for the support of his wife, or for a parent to desert or neglect to provide for the support of his or her child, or children, under the age of sixteen years; prescribing the penalty therefor, and making provision for the apprehension and punishment of persons convicted of non-support or desertion; and providing for the taking of recognizances, and for the forfeiture and enforcement of said recognizances, also providing for the appointment of probation officers and prescribing their duties and powers; and making chiefs of police and sheriffs and other peace officers, probation officers, in certain contingencies, and designating the courts which shall have jurisdiction of such matters.

H. 985. For the relief of Allen & Bell, Frank S. White & Sons and Borden Burr, to ratify certain separate contracts made by the Governor of Alabama with said parties for services as special counsel in representing the State of Alabama, to ratify certain expenditures made in said cases for the benefit of the State of Alabama, and to authorize the payments of such amounts as remain due on such contracts.

H. 1123. To permit all common carriers in this State to grant free transportation to needy Confederate veterans to and from the State and National reunions of the United Confederate Veterans.

H. 1278. To provide for the protection of orchards, trees, farms, vines and shrubs, and the products of said orchards, trees, farms, vines and shrubs and to provide punishment for violations of the provisions thereof.

H. 1426. To amend section 1421 of the Code of 1907 of the State of Alabama.

H. 1449. To provide for the establishment, discontinuance, construction, use, working and maintenance of the public roads, bridges, and ferries of the several counties of this State; to define the duties and powers of the boards of revenue, courts of county commissioners, or other governing bodies of each of the several

counties with regard to the same; and to fix penalties for the violation of the rules, regulations and laws of the boards of revenue, courts of county commissioners or other like governing bodies of the several counties.

H. 1595. To confer upon the railroad commission of Alabama jurisdiction over the rates, charges, services and facilities of all persons, firms and corporations engaged in or carrying on for hire, the business of telegraph and telephone, either or both.

W. F. Herbert,
Clerk.

SIGNING OF BILLS.

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the Secretary of the Senate, signed the following bills:

H. 139. For the relief of Rose Huey, clerk and register of the city court of Bessemer, Jefferson county, Alabama.

H. 985. For the relief of Allen & Bell, Frank S. White & Sons and Borden Burr, to ratify certain separate contracts made by the Governor of Alabama with said parties for services as special counsel in representing the State of Alabama, to ratify certain expenditures made in said cases for the benefit of the State of Alabama, and to authorize the payments of such amounts as remain due on such contracts.

H. 1449. To provide for the establishment, discontinuance, construction, use, working and maintenance of the public roads, bridges and ferries of the several counties of this State; to define the duties and powers of the boards of revenue, courts of county commissioners, or other governing bodies of each of the several counties with regard to same; and to fix penalties for the violation of the rules, regulations and laws of the boards of revenue, courts of county commissioners or other like governing bodies of the several counties.

H. 974. To amend sections 6450, as amended by an act approved August 25, 1909, and 6451, 6452, 6453,

6454, 6455, and 6456, as amended by an act approved Aug. 25, 1909, and 6457, 6458, 6460, 6461, 6462 and 6463, as amended by an act approved August 25, 1909, 6464, and 6465, as amended by an act approved August 25, 1909, of the Code of Alabama of 1907.

H. 975. To protect women and children from desertion and nonsupport by husbands and parents; making it a misdemeanor for a husband to desert or neglect to provide for the support of his wife, or for a parent to desert or neglect to provide for the support of his or her child, or children, under the age of sixteen years; prescribing the penalty therefor, and making provision for the apprehension and punishment of persons convicted of non-support or desertion; and providing for the taking of recognizances, and for the forfeiture and enforcement of said recognizances; also providing for the appointment of probation officers and prescribing their duties and powers; and making chiefs of police and sheriffs and other peace officers, probation officers, in certain contingencies; and designating the courts which shall have jurisdiction of such matters.

H. 1123. To permit all common carriers in this State to grant free transportation to needy Confederate veterans to and from the State and National reunions of the United Confederate Veterans.

H. 1278. To provide for the protection of orchards, trees, farms, vines and shrubs, and the products of said orchards, trees, farms, vines and shrubs and to provide punishment for violations of the provisions thereof.

H. 1426. To amend section 1421 of the Code of 1907 of the State of Alabama.

H. 1595. To confer upon the railroad commission of Alabama jurisdiction over the rates, charges, services and facilities of all persons, firms and corporations engaged in or carrying on for hire, the business of telegraph and telephone, either or both.

ADJOURNMENT.

At 10 :45 on motion of Mr. Ellis, the Senate adjourned until 9 o'clock tomorrow morning.

FORTY-SEVENTH DAY.

Thursday, September 16, 1915.

The Senate met pursuant to adjournment, Lieutenant-Governor Kilby presiding.

PRAYER.

By Rev. Mr. Johnson of Selma.

ROLL CALL.

Present:

Messrs.:	Easterly	Hollis	Miller
Arrington	Ellis	Holmes	Milner
Bell	Elrod	Jones	McCain
Bonner	Faulk	Judge	Price
Brown	Green	Key	Pride
Bulger	Hall	Kline	Thach
Burns	Hartwell	Lee	Wallace
Cooper	Higgins	Lewis	Weathers
Denson	Hill	Lusk	Winkler

—35.

JOURNAL.

On motion of Mr. Kline, the reading of the Journal of yesterday was dispensed with, and same was approved by the Senate.

REPORTS OF COMMITTEES.

Mr. Brown, chairman of the Standing Committee on Mining and Manufacturing, reported that said committee, in session, had acted on the following bill and ordered same returned to the Senate with a favorable report, and it was read a second time and placed on the calendar, to wit:

By Mr. Darden:

H. 19. To regulate the sale, offer for sale, inviting offers for sale or other disposition of stocks, bonds, debentures or other securities and land sales out of the State and of auction lot sales within the State, in Ala-

bama, to provide for the filing of information concerning such sales and to punish violations of the provisions of this act.

Mr. Milner, chairman of the Standing Committee on Revision of Laws, reported that said committee, in session had acted on the following bill and ordered same returned to the Senate with a favorable report, and it was read a second time and placed on the calendar, to wit:

By Mr. Weakley:

H. 1543. To prevent lotteries and gift enterprises.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bill and ordered same sent forthwith to the Senate without engrossment:

H. 1685. To repeal section 17 of an act to prescribe and fix the license or privilege tax to be paid by every person, firm, company, corporation or association engaged in any business, vocation, occupation, calling or profession in this State, or who shall in this State exercise any privileges, for which a license or privilege tax is or may be charged, to provide for and regulate the collection of such license or privilege tax; to fix the compensation to be paid for the collection of such license or privilege tax; to provide for the distribution, application and safe-keeping of the funds arising from the collection of such license or privilege tax; to fix a penalty for doing business without a license, and to provide for the enforcement thereof, and to further provide for the general revenues. Approved September 14th, 1915.

W. F. Herbert,
Clerk.

HOUSE MESSAGES.

The House bill in the foregoing House message was read once and referred to appropriate standing committee, as follows:

H. 1685. To the Committee on Finance and Taxation.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bills:

H. 1683. To establish a board of revenue for Tuscaloosa county, Alabama, to prescribe its powers and duties, to fix the compensation of its members, to provide for the election of its members, and fix their terms of office, to provide for a clerk and engineer, and to abolish the court of county commissioners, the board of public works and the jury commission of said county.

With notice and proof thereto attached and herewith exhibited, as follows:

NOTICE.

Notice is hereby given that at the 1915 session of the Legislature of Alabama there will be introduced a bill seeking the enactment of a law providing for the establishment of a board of revenue for Tuscaloosa county, Alabama, and abolishing the court of county commissioners, board of public works, and jury commission of said county; giving to such board of revenue any and all powers, rights, responsibilities and duties as are now possessed by the court of county commissioners, board of public works and jury commission; and providing for a clerk of said board, fixing his compensation and prescribing his duties; fixing the compensation of the members of said board of revenue; authorizing said board of revenue to employ an engineer, when in its opinion necessary; providing when said board shall hold its sessions; providing that no member of said board shall be interested directly or indirectly in any contract for the repair or improvement of roads or bridges in Tuscaloosa county, and providing for punishment for any violation thereof; providing for the selection of the members of said board of revenue, and providing for the time that said bill if enacted shall become a law.

The State of Alabama,}
County of Tuscaloosa.}

Before me, Fred Fite, a notary public in and for said county, in said State, personally appeared John T.

Bealle, who, being duly sworn, deposes and says that he is publisher and editor of the West Alabama Breeze, a newspaper published in Tuscaloosa county, Alabama; that the attached notice was published in said West Alabama Breeze once a week for four consecutive weeks, beginning on the 6th day of January, 1915.

Jno. T. Bealle,

Sworn to and subscribed before me, this the 13th day of September, 1915

Fred Fite,
Notary Public.

H. 1530. For the relief of J. L. Reeves, former clerk of the circuit court of Tallapoosa county.

With notice and proof thereto attached and herewith exhibited, as follows:

NOTICE.

Notice is hereby given that an act will be introduced and its passage sought at the present session of the Legislature of Alabama, in substance as follows:

An act for the relief of J. L. Reeves, former clerk of the circuit court of Tallapoosa county.

Whereas, J. L. Reeves, former clerk of the circuit court of Tallapoosa county received as such clerk the sum of \$90.00 as solicitor's fees in the cases of three defendants, to wit: Daub Heard, Sam Heard, and Pig Heard, \$30.00 in each of said cases, said parties each being convicted at the spring term, 1910, of said circuit court, of the offense of violating the prohibition laws, which said sum of \$90.00 was paid by the said J. L. Reeves to the State of Alabama. And whereas, the prosecution of each of said cases was begun in the county court of said county, and were brought to the circuit court, by the defendants respectively, by appeal from conviction in the said county court. And whereas, T. H. Watkins who was the county solicitor of said county and who prosecuted each of said defendants in the said county court, was entitled by law to one-half of each of said solicitors fee, making in the

aggregate the sum of \$45.00. And whereas, the said J. L. Reeves, who had erroneously paid the whole of said fees to the State was required to pay, and did pay, to the said T. H. Watkins, as county solicitor, the sum of \$45.00, his portion of said fees, which sum has never been paid to said J. L. Reeves; therefore,

Section 1. Be it enacted by the Legislature of Alabama, that the sum of \$45.00 is hereby appropriated out of any money in the treasury not otherwise appropriated for the purpose of paying to said J. L. Reeves the sum of \$45.00, the money erroneously paid by him to the State; and the auditor is authorized and directed to draw his warrant on the treasurer in favor of said J. L. Reeves for said sum of forty-five dollars.

J. L. Reeves.

State of Alabama, }
Tallapoosa County. }

Before me, J. Percy Oliver, a notary public in and for said county and State, personally appeared Sam H. Nelson, publisher of the Dadeville Spot Cash, a weekly newspaper published in the town of Dadeville, in said county and State, who, being duly sworn, deposes and says that the foregoing and attached notice was published for four consecutive weeks in said newspaper, including the issues of June 24th, July 1st, 8th, and 15th, 1915.

Sam H. Nelson,
Publisher Dadeville Spot Cash.

Subscribed and sworn to before me, this August 9th, 1915.

J. Percy Oliver,
Notary Public.

And sends same herewith to the Senate without engrossment.

W. F. Herbert,
Clerk.

HOUSE MESSAGES.

The House bills in the foregoing House message were severally read once and referred to appropriate standing committees, as follows:

H. 1683. To the Committee on Local Legislation.

H. 1530. To the Committee on Finance and Taxation.

MESSAGE FROM THE HOUSE.

Mr. President:

The Speaker of the House has named as conferees on the part of the House on the disagreement of the two Houses on the Senate amendment to H. 943:

Messrs. John, Hudson and Scott.

W. F. Herbert,
Clerk.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has passed the following Senate bill:

S. 886. To regulate the registration of conditional sales in Tallapoosa county.

And returns same to the Senate.

W. F. Herbert,
Clerk.

RESOLUTIONS.

Mr. Kline offered the following joint resolution:

S. J. R. 174. Be it resolved by the Senate, the House concurring that the two Houses hold a session Friday, September 17th, and adjourn until Tuesday, September 21.

Which was read at length and referred to the Standing Committee on Rules.

Mr. Bonner offered the following joint resolution:

S. J. R. 175. Be it resolved by the Senate of Alabama, the House concurring, that the Legislature shall meet hereafter as follows: On Saturday, September 18; Tuesday, September 21, and Thursday, September 23, and that final adjournment be had on Thursday September 23, 1915.

Which was read at length and referred to the Standing Committee on Rules.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has concurred in and adopted the Senate amendments to the following House bills:

H. 1584. To amend an act entitled an act to regulate the sale of cotton seed meal, approved November 22, 1907.

Also,

H. 1281. To appropriate the sum of fifty-nine and 25/100 dollars to the Southern Typewriter Exchange, Montgomery, Alabama, to pay for work and labor and repairs done on typewriters belonging to the State of Alabama.

Also,

H. 1209. To appropriate the sum of one hundred and seventy-one dollars to the Brown Printing Co. for printing furnished the immigration commissioner and land agent.

Also,

H. 1327. To appropriate the sum of nine hundred thirty and 46/100 dollars (\$930.46) to the Brown Printing Company for printing and binding the biennial report of the railroad commission.

Also,

H. 410. To appropriate out of the general funds of the State not otherwise appropriated the sum of fourteen hundred and fifty-five dollars (\$1,455.00) for the relief of the children of B. A. Forrester and J. S. Forrester, late partners under the firm name of B. A. Forrester & Brother, namely: Mrs. Theodosia Folkes, R. B. Forrester, S. S. Forrester, V. T. Forrester, O. A. Forrester, H. G. Forrester, Mrs. Cenie Pilcher, W. R. Forrester, F. C. Forrester, Sibbie Forrester, F. F. Forrester, Mrs. Ottie Hodges, K. L. Forrester, Mrs. Elvie Copeland, and Mrs. Ethel Cherry.

Also,

H. 1268. To provide for the better building, maintenance and protection of the public roads and bridges of Lee county; to provide funds, regulations and penalties to carry the provisions and purposes of this act into effect; to provide for the appointment of a county

engineer and for the examination of applicants for such position.

Also,

H. 1283. To provide pensions for soldiers and sailors in the service of the State of Alabama, and to their widows, and for soldiers and sailors in the army or navy of the Confederate States of America, and to their widows, and for the regulation of the payment thereof.

Also,

H. 1113. For the relief of John G. Bradley, former clerk of the criminal court court of Jefferson county.

Also,

H. 1531. To provide for the relief of Irby Collins and to make an appropriation therefor.

W. F. Herbert,
Clerk.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has amended as therein shown, and as amended has passed:

S. 766. To provide for a better system of public roads for the county of DeKalb in this State.

And returns same herewith to the Senate.

W. F. Herbert,
Clerk.

HOUSE MESSAGE.

On motion of Mr. Elrod, the Senate concurred in the following amendment by the House to S. 766, the title of which is set out in the foregoing message from the House, to wit:

Amend by adding to section 8: "Provided, any hand may pay to the overseer in charge at anytime between the first day of January and the first day of March five dollars, and be relieved of further road duty for that year.

Yeas, 25; nays, 0.

Yeas:

Messrs.:	Bonner	Burns	Ellis
Arrington	Brown	Easterly	Elrod

Faulk	Kline	Milner	Thach
Green	Lee	McCain	Wallace
Hall	Lewis	Price	Weathers
Hartwell	Lusk	Pride	Winkler
Key	Miller		—25.

Nays, 0.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has concurred in and adopted the amendment proposed by the Governor to the bill:

S. 171. To amend article 31, chapter 41, of the Code of Alabama, 1907.

And said bill, together with the Governor's amendment, is herewith returned to the Senate.

W. F. Herbert,
Clerk.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has concurred in the Senate amendment to:

H. J. R. 243. Relative to publication of the general revenue bill:

W. F. Herbert,
Clerk.

BILLS ON THIRD READING.

The bill:

H. 1167. To ratify, confirm and legalize all acts and orders of the court of county commissioners of Wilcox county, in the payment of road overseers appointed under the official road law of said county, (found in Local Acts of Alabama, 1911, page 265); to ratify and legalize the payment of the convict agent appointed by said court; to ratify and legalize the hiring of teams by said overseers appointed under said act; and to legalize the payment of all warrants and orders of said court by the treasurer of said county pertaining to said law.

Was read a third time at length and passed.

Yeas, 21; nays, 0.

Yeas :

Messrs. :	Ellis	Holmes	McCain
Arrington	Elrod	Jones	Price
Bell	Faulk	Lee	Thach
Bonner	Green	Lusk	Weathers
Denson	Hartwell	Miller	Winkler
Easterly	Hill		—21.

Nays, 0.

The bill :

S. 902. To provide for the payment of a salary to the State purchasing agent.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment.

Yeas, 20 ; nays, 5.

Yeas :

Messrs. :	Ellis	Jones	Price
Arrington	Faulk	Kline	Thach
Bulger	Green	Lee	Wallace
Cooper	Hall	Milner	Weathers
Denson	Hartwell	McCain	Winkler
Easterly			—20.

Nays :

Messrs. :	Elrod	Lusk	Miller
Bonner	Key		—5.

PROTEST.

Messrs. Lusk, Elrod and Miller offered the following protest to the passage of the foregoing bill, and the same was read at length and ordered spread upon the Journal of the Senate, to wit :

We protest against the passage of this bill as an unwarranted increase of a salary already large enough, a bad precedent.

The duties of the office do not warrant it. The principle is wrong of increasing salaries every time an additional duty is imposed upon any officer.

J. A. Lusk,
W. H. Elrod,
C. H. Miller.

BILLS ON THIRD READING RESUMED.

The bill:

H. 1103. To appropriate the sum of \$3,300.00 paid to the Alabama Insane Hospital for swamp and overflowed lands, the titles to which were adjudged by the courts to be invalid.

Was read a third time at length and passed.

Yeas, 15; nays, 7.

Yeas:

Messrs.:	Denson	Jones	Price
Arrington	Easterly	Kline	Wallace
Bulger	Green	Lee	Weathers
Burns	Hartwell	Milner	Winkler

—15.

Nays:

Messrs.:	Ellis	Faulk	Miller
Bonner	Elrod	Lusk	McCain

—7.

The bill:

H. 956. For the relief of R. M. Martin.

Was taken up.

Mr. Lusk offered the following amendment to said bill, to wit:

Amend H. 956 by adding at the end of said bill the following:

"Sec. Provided, however, that the Governor, the attorney general, the State auditor, the State treasurer and the director of the department of archives and history shall be and constitute a commission whose duty it shall be to ascertain how much is due, and shall make an award in writing to the Governor as to the amount so due, and the said Governor shall, in writing, order the State auditor to draw his warrant upon the State treasurer for the amount ascertained to be due, and it shall be the duty of the State treasurer to pay said warrant out of any money in the treasury not otherwise appropriated."

Which was adopted.

Yeas, 22; nays, 0.

Yeas:

Messrs.:	Elrod	Key	McCain
Arrington	Hall	Kline	Price
Brown	Hartwell	Lee	Pride
Bulger	Hill	Lusk	Weathers
Cooper	Holmes	Miller	Winkler
Ellis	Jones	Milner	—22.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 23; nays, 0.

Yeas:

Messrs.:	Elrod	Lee	Price
Brown	Hall	Lewis	Pride
Cooper	Hill	Lusk	Thach
Denson	Jones	Miller	Wallace
Easterly	Key	Milner	Weathers
Ellis	Kline	McCain	Winkler
			—23.

Nays, 0.

The bill:

S. 905. To provide for a taxation of the capital stock of building and loan associations.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment.

Yeas, 21; nays, 1.

Yeas:

Messrs.:	Easterly	Judge	Milner
Arrington	Ellis	Key	McCain
Bell	Elrod	Kline	Price
Bonner	Green	Lusk	Pride
Bulger	Hall	Miller	Weathers
Cooper	Holmes		—21.

Nay: Mr. Faulk.—1.

The bill:

H. 966. To authorize the courts of county commissioners, boards of revenue, or other like governing bodies of the several counties of the State to work county and State convicts on the public roads and bridges of their respective counties, to hire their county convicts to the governing bodies of other counties, to authorize the governing bodies of the several counties to hire from the governing bodies of other counties their county convicts, and to authorize the governing bodies of the several counties to hire from the State of Alabama State convicts, for the purposes of working, grading, building and maintaining the public roads and bridges of the several counties of the State, and to pay for such convict hire; and to employ the necessary guards to prevent the escape of convicts and to procure medical treatment for convicts so employed and to purchase the necessary cells and equipment for the confinement of said convicts.

Was read a third time at length and passed.

Yeas, 19; nays, 0.

Yeas:

Messrs.:	Easterly	Key	Miller
Arrington	Hall	Kline	McCain
Bulger	Hill	Lee	Price
Burns	Holmes	Lewis	Pride
Cooper	Judge	Lusk	Weathers

—19.

Nays, 0.

The bill:

H. 1408. To amend section 43 of the Code of Alabama of 1907. (Relates to securing samples of fertilizers.)

Was read a third time at length and passed.

Yeas, 27; nays, 0.

Yeas:

Messrs.:	Brown	Denson	Faulk
Arrington	Bulger	Easterly	Green
Bell	Burns	Ellis	Hall
Bonner	Cooper	Elrod	Hill

Holmes	Kline	Miller	Thach
Judge	Lewis	Price	Wallace
Key	Lusk	Pride	Weathers

—27.

Nays, 0.

The bill:

H. 1593. To create and establish an inferior court for Dallas county, Alabama, in lieu of all justices of the peace in precinct No. 36 in said county, with the same jurisdiction and powers as are now vested in justices of the peace in said precinct, and with concurrent civil jurisdiction with all other justices of the peace in said county, and with jurisdiction concurrent with the circuit court of said county, of all misdemeanors, except violations of the prohibition laws, violations of the laws against carrying concealed weapons and violations of the laws against carrying a pistol; and prescribing the powers and jurisdiction of said court, and the powers and duties of the officers thereof, and providing for the selection, qualification, terms of office and compensation of the officers thereof, and abolishing the office of justice of the peace and constable in said precinct No. 36, and providing for the transfer to said court from the justice of the peace courts in precinct No. 36 of causes within the jurisdiction of such inferior court when established.

Was read a third time at length and passed.

Yeas, 22; nays, 0.

Yeas:

Messrs.:	Easterly	Holmes	Miller
Arrington	Ellis	Jones	McCain
Bell	Elrod	Judge	Pride
Brown	Green	Kline	Thach
Bulger	Hartwell	Lewis	Weathers
Denson	Hill	Lusk	

—22.

Nays, 0.

The bill:

H. 987. To submit to the qualified voters of the State of Alabama at the general election to be held on the first

Tuesday after the first Monday in November, nineteen hundred and sixteen, for their consideration, an amendment to the Constitution of the State authorizing cities, towns and villages, and other municipalities other than the cities of Birmingham and Montgomery, to levy and collect annually a tax for the general purposes not exceeding one-half of one per centum of the value of the property therein as assessed for State taxation during the preceding year in addition to the taxation permitted by section 215 of the Constitution of 1901, when authorized so to do by the qualified voters thereof.

Was taken up.

Mr. Key offered the following amendment to said bill, to wit:

Amend H. 987 by striking out of the title of the bill and also in the body of the bill the word "preceding," where it appears therein, and insert in lieu thereof the word "current."

Which was adopted.

Yeas, 24; nays, 2.

Yeas:			
Messrs.:	Easterly	Holmes	Price
Arrington	Ellis	Judge	Pride
Bell	Green	Key	Thach
Brown	Hall	Kline	Wallace
Bulger	Hartwell	Lewis	Weathers
Cooper	Hill	Miller	Winkler
Denson			—24.

Messrs. Bonner and Lusk.—2.

Mr. Holmes offered the following amendment to said bill, to wit:

Provided, further, that all of said increase shall be expended for the maintenance of the public schools in the respective municipalities.

Mr. Thach moved to lay the amendment offered by Mr. Holmes on the table, which motion prevailed, and said amendment offered by Mr. Holmes was laid on the table.

Yeas, 25; nays, 3.

Yeas:

Messrs.:	Denson	Judge	Price
Arrington	Easterly	Key	Pride
Bell	Elrod	Kline	Thach
Bonner	Faulk	Lee	Wallace
Brown	Hall	Lewis	Weathers
Bulger	Hartwell	Miller	Winkler
Cooper	Hill		

—25.

Nays:

Messrs.:	Ellis	Holmes	Lusk
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—3.

Mr. Green offered the following amendment to said bill, to wit:

Amend the bill by adding after the word "Montgomery," where it occurs in the caption and body of the bill, the words: "Decatur and New Decatur."

Which was adopted.

Yeas, 24; nays, 2.

Yeas:

Messrs.:	Faulk	Key	Price
Arrington	Green	Kline	Pride
Brown	Hall	Lee	Thach
Bulger	Hartwell	Lewis	Wallace
Burns	Hill	Miller	Weathers
Easterly	Judge	Milner	Winkler
Ellis			

—24.

Nays: Messrs. Elrod and Lusk.—2.

Mr. Ellis offered the following amendment to said bill:

Amend the bill by adding after the word "Montgomery," where it occurs in the caption and body of the bill the word "Selma."

Which was adopted.

Yeas, 25; nays, 0.

Yeas:

Messrs.:	Bulger	Easterly	Hall
Arrington	Burns	Ellis	Hill
Brown	Cooper	Faulk	Hollis

Holmes	Lee	Price	Wallace
Judge	Lewis	Pride	Weathers
Key	Miller	Thach	Winkler
Kline	Milner		—25.

Nays, 0.

Mr. Lusk offered the following amendment to said bill:

Amnd by adding after the word "Montgomery" the words, "and any municipality in Jackson or Marshall counties."

Which was adopted.

Yeas, 24; nays, 0.

Yeas:

Messrs.:	Easterly	Judge	Price
Arrington	Ellis	Key	Pride
Brown	Faulk	Kline	Thach
Bulger	Hartwell	Lewis	Wallace
Burns	Hill	Lusk	Weathers
Cooper	Holmes	Miller	Winkler
Denson			—24

Nays, 0.

Mr. Elrod offered the following amendment to said bill:

Amend by adding after the word "Montgomery" the words, "any municipality in DeKalb county."

Mr. Thach moved to lay the amendment offered by Mr. Elrod on the table, which motion was lost.

Yeas, 9; nays, 14.

Yeas:

Messrs.:	Judge	Milner	Wallace
Arrington	Key	Thach	Winkler
Denson	Kline		—9.

Nays:

Messrs.:	Burns	Hartwell	Miller
Bell	Elrod	Holmes	Price
Bonner	Faulk	Lewis	Weathers
Bulger	Hall	Lusk	—14.

And the amendment offered by Mr. Elrod to said bill was then adopted.

Yeas, 20; nays, 0.

Yeas:

Messrs.:	Elrod	Key	Price
Arrington	Faulk	Kline	Thach
Bell	Hall	Lewis	Wallace
Brown	Hartwell	Lusk	Weathers
Bulger	Holmes	Miller	Winkler
Burns			—20.

Nays, 0.

Mr. Faulk offered the following amendment to said bill:

Provided, further, that no provision of this bill will apply to any municipality in Geneva, Pickens, Sumter, Baldwin, Dale, Escambia, Monroe, Henry, Houston, Marengo, Wilcox, and Talladega counties.

Which was adopted.

Yeas, 24; nays, 3.

Yeas:

Messrs.:	Easterly	Hartwell	Lusk
Arrington	Ellis	Hill	Miller
Bell	Elrod	Holmes	Price
Bonner	Faulk	Key	Thach
Brown	Green	Kline	Wallace
Burns	Hall	Lewis	Weathers
Cooper			—24.

Nays:

Messrs.:	Bulger	Denson	Pride
			—3.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 25; nays, 1.

Yeas:

Messrs.:	Bonner	Easterly	Green
Arrington	Brown	Ellis	Hall
Bell	Denson	Faulk	Hartwell

Holmes	Lewis	Price	Wallace
Judge	Lusk	Pride	Weathers
Key	Miller	Thach	Winkler
Kline	Milner		—25.

Nay: Mr. Bulger.—1.

REPORT OF CONFERENCE COMMITTEE ON H. 486:

Montgomery, Ala., Sept. 15. 1915.

To the Legislature of Alabama:

We, your committee on the part of the Senate and the House on S. 486, beg leave to submit the following report:

1. That the House recede from all amendments to S. 486.

2. That the Senate and House concur in the following amendment: Amend by striking out of subdivision 7, on page 2, all after the word "provided," in the third line of this subdivision, and inserting in lieu thereof: "The moneys and sums hereby mentioned and appropriated shall be instead of the appropriations to the public schools, under an act approved April 18, 1911, which is hereby expressly repealed."

Respectfully submitted,

W. H. Cooper,
J. M. Bonner,
Alto V. Lee,
W. C. Davis ,
A. M. Spessard,
E. D. Johnson.

CONFERENCE REPORT.

On motion of Mr. Cooper, the Senate concurred in and adopted the report of the Committee of Conference on the disagreement of the two Houses on the House amendments to:

S. 486. To amend section 1678 of the Code of Alabama of 1907, as amended by act approved April 18, 1911.

Yeas, 26; nays, 0.

Yeas:

Messrs.:	Cooper	Holmes	Milner
Arrington	Denson	Judge	Pride
Bell	Easterly	Key	Thach
Bonner	Ellis	Kline	Wallace
Brown	Green	Lewis	Weathers
Bulger	Hall	Lusk	Winkler
Burns	Hartwell	Miller	—26.

Nays, 0.

BILLS ON THIRD READING RESUMED.

The bill:

H. 1504. To amend sections 702, 703, subdivisions (a), (e), (h), and (j) of section 710, 713, 716 and 723 of the Code, of article 1, chapter 22 of the Code. Health laws and regulations.

Was read a third time at length and passed.

Yeas, 22; nays, 1.

Yeas:

Messrs.:	Easterly	Judge	Pride
Arrington	Ellis	Key	Thach
Bell	Elrod	Kline	Wallace
Bulger	Hall	Lusk	Weathers
Cooper	Hill	Miller	Winkler
Denson	Holmes	Price	—22.

Nay: Mr. Bonner.—1.

The bill:

H. 1413. To amend section 7564 of the Criminal Code of Alabama.

Was taken up.

Mr. Lusk offered the following amendment to said bill:

Amend by striking out the last clause of the bill and insert in lieu thereof these words: "And before indictments are preferred by a grand jury such cases shall only be tried in the court wherein the indictment is preferred, and shall not be transferred to any other court."

Which was adopted.

Yeas, 24; nays, 0.

Yeas:

Messrs.:	Easterly	Holmes	Miller
Bell	Ellis	Judge	Milner
Bonner	Elrod	Key	Pride
Bulger	Hall	Kline	Thach
Burns	Hartwell	Lewis	Wallace
Cooper	Hill	Lusk	Weathers
Denson			—24.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 24; nays, 0.

Yeas:

Messrs.:	Ellis	Judge	Milner
Bell	Elrod	Key	Price
Bulger	Green	Kline	Pride
Burns	Hartwell	Lewis	Thach
Cooper	Hill	Lusk	Wallace
Denson	Holmes	Miller	Weathers
Easterly			—24.

Nays, 0.

The bill:

S. 879. To submit to the qualified voters of the State of Alabama, an amendment to the Constitution of said State, providing a commission form of government for the counties of this State, under such regulations as may be prescribed by law; and to fix the time at which an election shall be held for said purpose.

Was taken up.

Mr. Hill offered the following amendment to said bill:

Amend the caption of the bill by striking out the words "counties of this State," and insert in lieu thereof the words, "the county of Mobile."

Which was adopted.

Yeas, 23; nays, 1.

Yeas:

Messrs.:	Ellis	Holmes	Miller
Bell	Elrod	Judge	Price
Brown	Faulk	Key	Pride
Burns	Green	Kline	Thach
Denson	Hartwell	Lewis	Wallace
Easterly	Hill	Lusk	Weathers

—23.

Nay: Mr. Milner.—1.

And said bill, as thus amended, was read a third time at length and passed, and ordered sent forthwith to the House without engrossment.

Yeas, 25; nays, 0.

Yeas:

Messrs.:	Elrod	Key	Price
Bonner	Faulk	Kline	Pride
Burns	Green	Lee	Thach
Cooper	Hall	Lewis	Wallace
Denson	Hartwell	Lusk	Weathers
Easterly	Hill	Miller	Winkler
Ellis	Judge		

—25.

Nays, 0.

BILL TAKEN FROM ADVERSE CALENDAR.

Pursuant to notice heretofore given, Mr. Hartwell moved to take from the adverse calendar:

H. 86. To provide for the establishment and maintenance of an industrial school for white blind men; to make an appropriation for the establishment and maintenance of said school; to provide for the appointment of a board of trustees to manage said school and to define the objects of same.

Give the same a second reading, and place it upon the regular calendar, which motion prevailed; and said bill was taken from the adverse calendar, read a second time, and placed on the regular calendar for a third reading to-morrow.

INDEFINITE POSTPONEMENT OF BILLS.

On motion of Mr. Hill, the Senate indefinitely postponed the consideration of the following Senate bills:

S. 676. To appropriate the sum of \$3,300.00 paid to the Alabama insane hospital for swamp and overflowed lands, the titles to which were adjudged by the courts to be invalid.

Also,

S. 876. To limit costs in civil suits other than unlawful detainer suits involving not more than fifty dollars (\$50.00) brought or instituted in inferior courts located or established in counties having a population of not less than 80,000 nor more than 100,000 according to the last Federal census or any subsequent Federal census.

Also,

S. 881. To create the office of official reporters for circuits composed of one county and two judges; to provide for their appointment; to prescribe their duties and qualifications; to fix their compensation and provide for the payment of same; and provide for special reporters in certain cases; and to abolish the office of official reporter for courts of record in such circuits.

On motion of Mr. Ellis, the Senate indefinitely postponed the consideration of:

S. 299. To amend section 757 of the Code of Alabama of 1907.

On motion of Mr. Pride, the Senate indefinitely postponed the consideration of:

H. 1573. To provide for the completion of examination of applications for Confederate pensions by State board of examiners of pensions.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has concurred in the Senate amendment to:

H. 956. For the relief of R. M. Martin.

W. F. Herbert,
Clerk.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has concurred in and adopted the report of Committee on Conference on the disagreement of the two Houses to the House amendments to:

S. 486. To amend section 1678 of the Code of Alabama of 1907, as amended by act approved April 18, 1911.

And sends same herewith to the Senate.

W. F. Herbert,
Clerk.

MOTION TO TAKE FROM TABLE.

Mr. Lee moved to reconsider the vote by which:

S. 674. To divide the State of Alabama into ten congressional districts.

Was laid upon the table on yesterday, which motion prevailed, and said bill was taken from the table and reconsidered by the Senate.

Mr. Lee offered the following substitute for said bill, to wit:

A Bill to be Entitled
AN ACT

To divide the State of Alabama into ten congressional districts.

Be it enacted by the Legislature of Alabama:

Section 1. The State is hereby divided into ten congressional districts, as follows:

The first district shall be composed of the counties of Choctaw, Clarke, Marengo, Mobile, Monroe and Washington.

The second district shall be composed of the counties of Baldwin, Butler, Conecuh, Covington, Crenshaw, Escambia, Montgomery, Pike and Wilcox.

The third district shall be composed of the counties of Barbour, Bullock, Coffee, Dale, Geneva, Henry, Houston, Lee and Russell.

The Fourth district shall be composed of the counties of Calhoun, Chilton, Cleburne, Dallas, Shelby and Talladega.

The fifth district shall be composed of the counties of Autauga, Chambers, Clay, Coosa, Elmore, Lowndes, Macon, Randolph and Tallapoosa.

The sixth district shall be composed of the counties of Bibb, Greene, Hale, Perry, Sumter, and Tuscaloosa.

The seventh district shall be composed of the counties of Cherokee, Cullman, DeKalb, Etowah, Blount, Marshall and St. Clair.

The eighth district shall be composed of the counties of Colbert, Lauderdale, Lawrence, Limestone, Madison, Morgan and Jackson.

The ninth district shall be composed of the county of Jefferson.

The tenth district shall be composed of the counties of Pickens, Fayette, Franklin, Lamar, Marion, Winston and Walker.

Mr. Holmes offered the following amendment to said substitute:

To strike Baldwin where it occurs in the second district and add same to the first district.

Mr. Kline moved to indefinitely postpone said bill, substitute and the amendment to said substitute.

Mr. Lee moved to lay the motion made by Mr. Kline upon the table, which prevailed, and said motion was laid upon the table.

Yeas, 23; nays, 7.

Yeas:

Messrs.:	Elrod	Kline	Price
Arrington	Green	Lee	Pride
Bonner	Hall	Lewis	Thach
Burns	Hartwell	Lusk	Wallace
Cooper	Holmes	Miller	Weathers
Ellis	Judge	Milner	Winkler

—23.

Nays:

Messrs.:	Brown	Denson	Hill
Bell	Bulger	Faulk	Judge

—7.

Mr. Lee then moved to table the amendment offered by Mr. Holmes, which motion prevailed, and said amendment was laid upon the table.

Mr. Bonner offered the following substitute to said bill, to wit:

A Bill to be Entitled
AN ACT

To divide the State of Alabama into ten congressional districts.

Be it enacted by the Legislature of Alabama:

Section 1. The State is hereby divided into ten congressional districts as follows:

The first congressional district shall be composed of the counties of Choctaw, Clarke, Marengo, Mobile, Monroe and Washington.

The second congressional district shall be composed of the counties of Baldwin, Butler, Conecuh, Covington, Crenshaw, Escambia, Lowndes, Pike and Wilcox.

The third congressional district shall be composed of the counties of Barbour, Bullock, Coffee, Dale, Geneva, Henry, Houston, Lee and Russell.

The fourth congressional district shall be composed of the counties of Calhoun, Chilton, Cleburne, Dallas, Shelby and Talladega.

The fifth congressional district shall be composed of the counties of Autauga, Chambers, Clay, Coosa, Elmore, Montgomery, Macon, Randolph and Tallapoosa.

The sixth congressional district shall be composed of the counties of Bibb, Greene, Perry, Sumter and Tuscaloosa and Hale.

The seventh congressional district shall be composed of the counties of Cherokee, Cullman, DeKalb, Etowah, Jackson, Marshall and St. Clair.

The eighth congressional district shall be composed of the counties of Colbert, Lauderdale, Lawrence, Limestone, Madison and Morgan.

The ninth congressional district shall be composed of the county of Jefferson.

The tenth congressional district shall be composed of the counties of Blount, Fayette, Franklin, Lamar, Marion, Winston and Walker.

Mr. Lewis moved to lay the substitute offered by Mr. Bonner on the table, which prevailed, and said substitute offered by Mr. Bonner was laid upon the table.

Yeas, 20; nays, 11.

Yeas:

Messrs.:	Easterly	Judge	Price
Arrington	Ellis	Key	Pride
Bulger	Elrod	Kline	Thach
Burns	Hall	Lee	Wallace
Cooper	Hill	Lewis	Weathers
Denson			—20.

Nays:

Messrs.:	Faulk	Hollis	Lusk
Bonner	Green	Holmes	Miller
Brown	Hartwell	Jones	Winkler
			—11.

Mr. Winkler offered the following amendment to said substitute, to wit:

Amend as follows:

The second district shall be composed of Butler, Covington, Wilcox, Lowndes, Crenshaw, Conecuh, Baldwin, Escambia.

Also,

By adding Montgomery and Pike to the fifth district.

Mr. Lee moved to lay the amendment offered by Mr. Winkler on the table, which motion prevailed, and the amendment offered by Mr. Winkler was laid upon the table.

Yeas, 17; nays, 11.

Yeas:

Messrs.:	Elrod	Lee	Pride
Bulger	Hall	Lewis	Thach
Cooper	Hill	Lusk	Wallace
Easterly	Judge	Price	Weathers
Ellis	Kline		—17.

Nays:

Messrs.:	Brown	Hartwell	Miller
Bell	Denson	Holmes	Milner
Bonner	Faulk	Jones	Winkler
			—11.

Mr. Holmes moved to postpone the further consideration of said bill until 4 o'clock P. M.

Mr. Lewis moved to table the motion made by Mr. Holmes, which motion prevailed, and the motion made by Mr. Holmes was laid upon the table.

Yeas, 24; nays, 7.

Yeas:

Messrs.:	Elrod	Judge	Milner
Bell	Green	Kline	Price
Brown	Hall	Lee	Pride
Bulger	Hartwell	Lewis	Thach
Cooper	Higgins	Lusk	Wallace
Easterly	Hill	Miller	Weathers
Ellis			—24

Nays:

Messrs.:	Denson	Holmes	Key
Bonner	Faulk	Jones	Winkler
			—7.

Mr. Holmes moved to lay the substitute offered by Mr. Lee on the table, which motion was lost.

Mr. Jones moved to recommit the bill and amendment to the committee from whence it came.

Mr. Lee moved to lay the motion made by Mr. Jones on the table, which motion prevailed, and said motion of Mr. Jones was laid upon the table.

Yeas, 18; nays, 9.

Yeas:

Messrs.:	Elrod	Lewis	Pride
Bulger	Green	Lusk	Thach
Cooper	Judge	Miller	Wallace
Easterly	Kline	Milner	Weathers
Ellis	Lee	Price	—18.

Nays:

Messrs.:	Brown	Holmes	Key
Bell	Denson	Jones	Winkler
Bonner	Faulk		—9.

And the substitute offered by Mr. Lee was then adopted.

Yeas, 19; nays, 4.

Yeas:			
Messrs.:	Faulk	Lee	Price
Bulger	Green	Lewis	Pride
Cooper	Hollis	Lusk	Thach
Ellis	Judge	Miller	Wallace
Elrod	Kline	Milner	Weathers
			—19.

Nays:			
Messrs.:	Denson	Holmes	Key
Bell			—4.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 18; nays, 6.

Yeas:			
Messrs.:	Green	Lusk	Thach
Cooper	Judge	Miller	Wallace
Easterly	Kline	Milner	Weathers
Ellis	Lee	Price	Winkler
Elrod	Lewis	Pride	—18.

Nays:			
Messrs.:	Brown	Faulk	Key
Bell	Denson	Hill	—6.

NOTICE.

Mr. Winkler gave to the Senate the following notice:
 "Notice is hereby given that on to-morrow I will move to reconsider the vote by which S. 674 was passed.

Winkler."

Mr. Lusk moved to reconsider the vote by which said bill, S. 674, was passed, which was lost.

Yeas, 9; nays, 16.

Yeas:			
Messrs.:	Brown	Jones	Miller
Bell	Faulk	Key	Winkler
Bonner	Hollis		—9.

Nays:
Messrs.: Hill Lewis Pride
Cooper Judge Lusk Thach
Denson Kline Milner Wallace
Ellis Lee Price Weathers
Green —16.

Mr. Lusk then moved that said bill be sent forthwith to the House without engrossment, which motion prevailed, and said bill was ordered sent forthwith to the House without engrossment.

RECESS.

At 1:15 P. M., on motion of Mr. Miller, the Senate took a recess until 3 o'clock this afternoon.

AFTERNOON SESSION—FORTY-SEVENTH DAY.

Thursday, September 16, 1915.

The Senate re-assembled at 3 o'clock P. M.

ROLL CALL.

On a call of the roll 26 Senators answered to their names, a quorum of the Senate.

REPORTS OF COMMITTEES.

Mr. Lusk, chairman of the Standing Committee on Judiciary, reported that said committee, in session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to wit:

By Mr. Weakley:

H. 209. To regulate and prescribe the manner and way of transferring, assigning and satisfying recorded liens or claim of liens on real property, and to fix the time when such recorded liens or claim of liens are pre-

sumed satisfied in all counties in the State of Alabama, which now have or which may hereafter have a population of more than one hundred and fifty thousand, according to last Federal census or any such census which may hereafter be taken.

By Mr. Weakley (by request) :

H. 443. To create in all cities of the State of Alabama which have a population of as much as one hundred thousand people according to the last Federal census or which shall have such population according to any such census that may be taken hereafter, a board of trustees of the firemen's pension and relief fund in connection with the regularly organized and paid fire department of such cities; to provide for the organization of such board of trustees; to designate certain members of said board, and provide the method and time of electing the remaining members thereof; to designate and provide for the selection of the officers and agents of said board; to prescribe the powers and duties of said board and its officers and agents; to create in all such cities a firemen's pension and relief fund for the benefit and relief of disabled, sick, retired and other members of such fire department, and the widows, minor children and dependent widowed mothers of such disabled and retired members; to declare the said board of trustees the trustee of such fund; to provide for the use, management and control of said fund; to provide for the raising of such fund and the sources thereof; to provide for the payment into said fund of the fines prescribed and imposed for the violation of such ordinances of such cities; to provide for the payment into such funds of a certain percentage of the gross premiums less returned premiums received by fire insurance companies doing business within such cities, and for the making of a sworn report by such fire insurance companies of such premiums to the said board of trustees, and to prescribe the penalty for failure to make such payment and report, and for enforcing such penalty; to provide for the payment into such fund of a portion of the monthly salary of each member of such fire department; to authorize such cities to pay into such fund a part of the revenue received from licenses issued by such cities; to provide for the

pensioning and relief of disabled, sick, retired and other members of such fire department, and the widows, minor children and dependent widowed mothers of such disabled and retired members; to provide for the payment out of such fund of certain expenses attending the burial and funeral of deceased members of such fire department; to provide for the retirement and re-instatement of members of such fire department; to prescribe the duties of the city attorney and city physician in connection with the said board of trustees and the said fund; to designate the treasurer of such fund and his duties; to provide for the repeal of all laws and parts of laws in conflict herewith; to provide for the exemption of benefits out of said fund from levy; to provide the time of taking effect of this act.

By Mr. Fite of Tuscaloosa:

H. 711. To prohibit the collection of a county tax in civil suits in the Tuscaloosa county court, when judgment is rendered for less than \$300.00.

By Mr. Thach:

S. 889. To create and provide for a lien in favor of launderers, cleaners and dyers and provide for the enforcement thereof.

By Mr. Welch:

H. 1112. To amend section 5977 of the Code of 1907.

By Mr. Brindley (with amendment):

H. 1597. To regulate and prescribe the method of securing jury trials in civil causes at law and in misdemeanors, and to prescribe how such causes at law and in misdemeanors, and to prescribe how such causes shall be tried without the intervention of a jury and reviewed.

By Mr. Carnley:

H. 1649. To fix the time of holding the circuit court of Coffee county, at Elba, Alabama.

Mr. Easterly, chairman of the Standing Committee on Public Health, reported that said committee, in session, had acted on the following bill and ordered same returned to the Senate with a favorable report, and it was read a second time and placed on the calendar, to wit:

By Mr. Bonner (with amendment) :

S. 413. To repeal "An act to establish and maintain a State Sanatorium for consumption and tuberculosis, and to provide for disseminating information upon the nature, treatment and cure of tubercular diseases, and to make provisions therefor," which act was approved on August 14th, 1907, and to provide for sale of property which may have been purchased or acquired by the State of Alabama under the provisions of said act, and to dispose of the proceeds thereof, and to provide for the payment to the State treasurer of all monies in the hands of the board of trustees named in said act; and to provide punishments.

Mr. Hartwell, chairman of the Standing Committee on Finance and Taxation, reported that said committee, in session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to wit:

By Mr. Yarbrough :

H. 1059. For organizing the farm boys and girls of Alabama into corn clubs, pig clubs, canning clubs, poultry clubs, and any other kind of farm life clubs for the purpose of encouraging, interesting and instructing the farm boys and girls in better methods of agriculture, home-making, cooking, sewing and gardening; to provide plans for carrying on this work, to make appropriations for these purposes, and to prescribe methods of drawing and spending same.

By Mr. Scott (with amendment) :

H. 1172. For the relief of Cora Dickinson, of Jefferson county, Alabama, for the death of her husband, Robert F. Dickinson, who was killed by falling rock in Lucile mine, in Bibb county, Alabama, on the 26th day of May, 1913, while in the employment of the State of Alabama.

By Mr. Carmichael (with amendment) :

H. 1354. To make an appropriation of fifteen hundred twenty-nine and 70/100 (\$1,529.70) dollars for the relief of the Alabama state tax commission.

By Mr. Grayson of Madison:

H. 1537. To appropriate eight thousand dollars annually for the support and maintenance of the agricultural and mechanical college for negroes at Normal, Alabama.

By Mr. Chamberlain (with amendment):

H. 1546. To appropriate the sum of four thousand dollars to pay the unpaid salaries of the officers and employees of the Alabama oyster commission.

By Mr. Green:

H. 1602. To appropriate the sum of \$79.59 to be paid to Eliasberg & Bros. Mercantile Co., a corporation, in payment of debts due said corporation by the State of Alabama, for goods, wares and merchandise sold and delivered by said corporation in 1910 and 1911 to the convict department of the State, and for freight charges advanced by said corporation for the State upon shipment of such goods, wares and merchandise to the said department.

ADVERSE REPORT.

Mr. Lusk, chairman of the Standing Committee on Judiciary, reported that said committee, in session, had acted on the following bills and ordered same returned to the Senate with an adverse report:

By Mr. Judge:

S. 885. To provide relief for solicitors of courts of record, other than circuit solicitors, who have been prevented from performing the duties of their offices through illness or physical infirmities; to authorize and empower the boards of county commissioners or county boards of revenue to pay such salaries where the same have not heretofore been paid.

By Mr. Judge (by request):

S. 883. To amend an act, approved February 22nd, 1915, entitled "An act to amend section 2411 of the Code of Alabama, as amended by an act of the Legislature, approved August 25th, 1909."

By Mr. Stringfellow:

H. 1241. To amend section 4885 of the Code of Alabama of 1907.

By Mr. Rogers of Sumter :

H. 300. To submit to the qualified electors of the State at the general election to be held on the first Tuesday after the first Monday in November, 1916, for their consideration, an amendment to the Constitution of Alabama, so as to provide that the State may lend its money and credit to individuals engaged in farming.

By Mr. Milner :

S. 900. To prescribe, fix and regulate contracts of sale for future delivery of stocks, bonds and other commodities, and to make the contract of sale of cotton for future delivery conform with the acts of Congress approved August 18th, 1914, and known as the "United States Cotton Future Act" (including such amendments as may hereafter be made to said act of Congress), and for the punishment of a violation thereof."

By Mr. Blackwell :

H. 862. To give power of eminent domain to corporations formed for the purpose of constructing, excavating, working, running, operating or maintaining for public use ways, roads, underground passages, tunnels, subways, conduits, transmission lines, canals, aqueducts, or cross-cuts, branches or extensions of them or any of them to connect with any mining or mineral property.

By Mr. Hill :

S. 826. To ratify and confirm the sale and conveyance by the State of Alabama to Lizzie E. Carter and John G. Carter of the following described land, lying and being situated in the State of Alabama, to-wit: An island in the Alabama river, up the river from the city of Montgomery, and containing five and 47/100 acres in section number one, and nine and 27/100 acres in section number two, all in township number sixteen, range number seventeen, east of St. Stephens meridian. And to authorize and empower the Governor to execute for and in the name of the State of Alabama, and deliver to said parties, their heirs or assigns, a patent or other appropriate instrument of conveyance for such lands, and to authorize and empower the secretary of State to attest said patent or other instrument, conveying to said parties said lands in order to correct any errors or ir-

regularities that are or may be contained in that certain patent to said lands, issued to said parties on the 28th day of June A. D. 1897, and signed by Joseph F. Johnston, Governor of Alabama.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has non-concurred in the Senate amendment to:

H. 1025: To amend section 3485 of the Code of Alabama of 1907.

And requests Committee of Conference, and sends same herewith to the Senate.

W. F. Herbert,
Clerk.

HOUSE MESSAGE.

On motion of Mr. Brown, the Senate accedes to the request of the House for a Committee of Conference on the disagreement of the two Houses on the Senate amendments to H. 1025, the title of which is set out in the foregoing message from the House, and the President of the Senate named as conferees on the part of the Senate Messrs. Brown, Denson and Ellis.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bill:

H. 1589. To provide for the employment of State convicts in mining coal on the coal lands of the University of Alabama.

And sends same herewith to the Senate without engrossment.

W. F. Herbert,
Clerk.

HOUSE MESSAGES.

The House bill in the foregoing House message was read once and referred to appropriate standing committee, as follows:

H. 1589. To the Committee on Penitentiary, Prisons and Prison Punishment.

BILL RETURNED AND RE-REFERRED.

Mr. Cooper, chairman of the Standing Committee on Agriculture, returned to the Senate:

H. 900. To amend an act entitled an act to regulate the business of dealers in farm produce, to fix licenses for the carrying out of said business, and to provide revocation of this license and for the penalty for any violation of this act; to prevent fraud in the selling and handling of farm produce and to provide punishment for such fraud; to provide for the collection and disbursement of the monies collected; to establish, increase and encourage markets for the sale of farm produce. Approved March 5th, 1915.

And reported that said committee, in session, had acted upon said bill and ordered same returned to the Senate with a favorable report, with a recommendation that it be referred to the Standing Committee on Finance and Taxation, and pursuant thereto, the presiding officer of the Senate re-referred said bill to the Standing Committee on Finance and Taxation.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has non-concurred in the Senate amendment to:

H. 987. To submit to the qualified voters of the State of Alabama at the general election to be held on the first Tuesday after the first Monday in November, nineteen hundred and sixteen, for their consideration, an amendment to the Constitution of the State, authorizing cities, towns and villages, and other municipalities other than the cities of Birmingham and Montgomery, to levy and collect annually a tax for the general purposes not exceeding one-half of one per centum of the value of the property therein assessed for State taxation during the preceding year in addition to the taxation permitted by section 216 of the Constitution of 1901, when authorized to do so by the qualified voters thereof.

And requests Committee of Conference.

And sends same herewith to the Senate.

W. F. Herbert,
Clerk.

HOUSE MESSAGE.

On motion of Mr. Thach, the Senate acceded to the request of the House for a Committee of Conference on the disagreement of the two Houses on the Senate amendments to H. 987, the title of which is set out in the foregoing message from the House.

And the presiding officer of the Senate appointed as conferees Messrs. Thach, Faulk and Kline.

MESSAGE FROM THE HOUSE.

Mr. President:

The Speaker of the House has named as conferees on the part of the House on the disagreement of the two Houses on the Senate amendment to the bill, H. 987, Messrs. Bradshaw, Brindley and Lapsley.

W. F. Herbert,
Clerk.

MESSAGE FROM THE HOUSE.

Mr. President:

The Speaker of the House having signed the following House bills, your signature thereto is requested:

H. 496. To amend section 6971 of the Code.

H. 668. To fix the time and place for holding mass meetings, beat meetings or other meetings of the voters of political parties in Alabama held for the purpose of nominating candidates for public offices who are to be voted for in general elections or for the purpose of selecting delegates, committeemen, or other party representatives or agents of such parties.

H. 774. To refund to the Standard Chemical & Oil Company, a corporation whose principal office is at Troy, Alabama, money illegally paid for fertilizer tags, which were used on cotton seed meal sold by said company during the season of 1912.

H. 1045. To amend section 1279 of the Code of 1907.

H. 1192. To require the commissioners' court of Cullman county to work all the county convicts of said county, on the public roads of said county.

H. 1246. For the relief of William M. Adams, of Chilton county, Alabama, for funds expended by the

said William M. Adams, during his term as deputy solicitor of Chilton county, Alabama, in enforcing the prohibition law, which funds were refunded to said William M. Adams by the court of county commissioners, subsequently, and for which funds, amounting to one hundred and thirty-one and 5/100 (\$131.05) dollars, Chilton county, Alabama, is suing to recover.

H. 1288. To establish the twentieth judicial circuit, to be composed of the counties of Henry, Houston and Geneva; to fix the time and places of holding the courts; to prescribe rules of procedure and practice therein; to provide for the election and appointment of a judge and solicitor, and to fix their salaries.

H. 1344. To appropriate seven hundred one and 28/100 dollars for payment to the Western Union Telegraph Company for telegraphic services rendered to the State of Alabama.

H. 1347. To repeal in so far as it affects Washington county, an act of the Legislature of Alabama, approved December 13, 1894; to regulate and prescribe the manner of electing the county commissioners of Washington county; to provide how and by whom said county shall be divided into districts and precincts; and to prescribe the manner of electing the county commissioners for said county.

H. 1407. For the relief of P. B. Jarman, J. H. Pinson, J. M. Allison and W. E. McGowan.

H. 1448. An act to repeal sections 5765, as amended by an act approved August 25th, 1909 (Pamphlet Laws of 1909, page 279); 5766, 5767, 5768, as amended by an act approved April 13th, 1911 (Pamphlet Laws of 1911, page 390); 5769, 5770, 5771, 5772, 5773, 5774, 5775, 5776, 5777, 5778, 5779, 5780, 5781, 5782, 5783, 5784, 5785, 5786, 5787, 5788, 5789, 5790, 5791, 5792, 5793, 5794, 5795, 5796, 5797, 5798, 5799, 5800, 5801, 5802, 5803, 5804, 5805, 5806, 5807, 5808, 5809, 5810, 5811, 5812, 5813, 5814, 5815, 5816, 5817, 5818, 5819, 5820, 5821, 5822, 5823, 5824, 5825, 5826, 5827, 5828, 5829, 5830, 5831, 5832, 5833, 5834, 5835, 5836, 5837, 5838, as amended by an act approved August 20, 1905, 5839, 5840, 5841, 5842, 5843, 7732, 7734, 7735, 7736, 7737, 7738, 7740, 7741, 7742, 7743; and 7744 of the Code of Alabama of 1907.

H. 1458. For the relief of J. D. Cromer, an ex-Confederate soldier, who was on the pension rolls prior to 1893, and whose name was dropped from the pension rolls from 1865 to 1902, both inclusive, through mistake.

H. 1469. For the relief of Mrs. R. E. Gibson, age 76 years, widow of W. D. Gibson, an ex-Confederate soldier, being a resident of Clarke county, Alabama. Whereas, Mrs. R. E. Gibson's name has been on the pension roll for Clarke county, Alabama, for several years, but her name was stricken from the roll by the State board of examiners, complaining that the name of W. D. Gibson had not been found on the rolls of Company "I," 32nd Alabama Infantry, C. S. A., there being a mistake of the regiment by the board of examiners, it being a fact that the same W. D. Gibson volunteered and was a private soldier in Company "A," 2nd Alabama infantry regiment, and the latter part of the war his regiment, the 42nd Alabama, and 37th Alabama regiment were consolidated and at the end of the war W. D. Gibson was paroled at Greensboro, North Carolina, May, 1865.

H. 1470. For the relief of Mrs. Margaret L. Powell, age 70 years, widow of John Powell, an ex-Confederate soldier, being a resident of Clarke county, Alabama. Whereas, Mrs. Margaret L. Powell's name has been on the pension roll of Covington county, Alabama, for a long time, but her name was stricken from the roll by the State board of examiners because she failed to give the number of her husband's regiment, the application she made gave the command as Company "B," Beauregard's Mississippi Volunteers, upon this vagueness her name was ordered stricken from the roll, her original application being properly made and filled out as required by law.

H. 1471. To abolish the office of county treasurer of Cleburne county, Alabama.

H. 1484. To provide for extension work in agriculture and home economics, by giving instruction to men, women and young people in the several counties in Alabama, by continuing and improving farm demonstration work, by organizing marketing clubs, by organizing and

supervising boys' corn and pig clubs, girls' canning clubs, women's clubs in home economics and by conducting other extension work through other means, all with a view to making farm life more profitable and attractive; to secure for Alabama the full amount of the funds conditionally appropriated by Congress under the Smith-Lever Extension Act for extension work in agriculture and home economics; and to make appropriations for these purposes.

H. 1500. To establish a vocational department and to provide for the instruction in practical agriculture, mechanical trades, and all or any other industrial arts and sciences in the public, elementary, and high schools in Walker county, Alabama, and to prescribe the method of organization and plan of such instruction and to authorize appropriations to promote the same, by that court of county commissioners in said county, and by the municipal authorities in the cities or towns thereof.

H. 1515. To abolish the office of county treasurer of Blount county, Alabama.

H. 1516. To require bonds to be executed by the members of the court of county commissioners of Blount county, Alabama

H. 1646 $\frac{1}{2}$. To provide for the more efficient working of the public roads of Crenshaw county, Alabama, and to provide that the court of county commissioners, in its discretion, levy a road tax, a vehicle tax, and a dog tax, the proceeds therefrom to be applied to the maintenance of the public roads of said county.

H. 1561. For the relief of M. Sparks, of DeKalb county for money paid by him for Fannie Watts a Confederate pensioner under the laws of Alabama.

H. 1568. To repeal sections one (1) and two (2) of an act entitled an act "to regulate the issue of garnishments before justices of the peace in the county of Escambia," approved February 1st, 1895.

H. 1670. For the relief of Frank L. Allen, of Mobile county, to refund certain moneys illegally collected from him in Mobile county, under an act approved April 6th, 1911, as a license as a retail dealer in liquor in the town of Citronelle.

H. 1289. To amend section 3242 of the Code of 1907.

H. 217. To protect purchasers at judicial sales.

H. 1056. In relation to the Alabama Home of Refuge, a State training school for white girls, and to further regulate and provide for its powers, government, enlargement and relocation; providing for change of name and authorizing judges of municipal courts or recorders of towns and cities to commit girls thereto; regulating the formation of the board of managers, and the filling of vacancies in the board; making an appropriation for suitable grounds or land, and for the erection thereon, and equipping suitable and adequate buildings for said training school; authorizing the sale or exchange of present property of the institution, and the use of the proceeds; making it unlawful to induce, assist or otherwise cause any girl to leave the school, without the consent of the superintendent or officer in charge or to escape therefrom, and providing penalties.

H. 1266. For the relief of T. G. Green of Lawrence county, Alabama, for compensation and expenses incurred by him in the apprehension and transportation of St. Clair Jones, charged with the murder of Busk Willis from the State of Kentucky, to the State of Alabama.

H. 1336. To establish the grades and widths of the public roads, bridges and causeways of the county of Cullman.

H. 1369. To authorize the Governor to issue and sell one million five hundred thousand dollars of five per cent coupon bonds of the State of Alabama in denominations of five hundred dollars each bearing interest at the rate of five per cent per annum, and to prescribe the manner in which said bonds are to be sold.

H. 1436. To amend an act approved April 22nd, 1911, entitled an act to require the tax collector of Montgomery county to keep a record showing in abstract form the names of all registered voters who pay their poll tax, beginning with the year 1901 and each subsequent year, together with their ages, and to provide compensation therefor to be paid out of the county treasury, so as to read as follows:

H. 1556. To restore the name of Mrs. Mary Anglin, of Randolph county, Ala., surviving widow of C. G. Anglin, a Confederate soldier, to the pension rolls and to

pay to her all arrearages as a pensioner of the third class, from January 1, 1914, the date her name was stricken from the rolls to the date of the passage of this act.

H. 1609. To establish a board of revenue for Monroe county, and to confer upon such board all the authority, jurisdiction and power, and prescribing for the members thereof, all the duties of the court of county commissioners of said county; to provide for the appointment and fix the term of office of the members of said board; to provide for the election of their successors in office; to define the duties of the judge of probate with reference to said board of revenue; to authorize said board to employ a competent civil engineer and clerk, fix their salaries and prescribe their duties; to authorize said board of revenue to divide said county into road districts and apportion hands liable to road duty; to assess a road or per capita tax for persons liable to road duty in said county in lieu of working on the public roads; to fix a license tax for teams and vehicles using the public roads of said county; to confer upon said board the right of eminent domain; to abolish the court of county commissioners and the highway commission of said county.

H. 1626. To regulate the procedure in unlawful detainer suits brought by a landlord against his tenant in counties of less than 100,000 and more than 80,000 of population according to the last Federal census or any subsequent Federal census; to prescribe the clerk's and sheriff's fees in such suits; and to provide for and regulate appeals therein, including the bond to be given on appeal.

W. F. Herbert,
Clerk.

SIGNING OF BILLS.

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the secretary of the Senate, signed the following bills:

H. 496. To amend section 6971 of the Code.

H. 668. To fix the time and place for holding mass meetings, beat meetings or other meetings of the voters of political parties in Alabama held for the purpose of nominating candidates for public offices who are to be voted for in general elections or for the purpose of selecting delegates, committeemen, or other party, representatives or agents, of such parties.

H. 774. To refund to the Standard Chemical & Oil Company, a corporation whose principal office is at Troy, Alabama, money illegally paid for fertilizer tags, which were used on cotton seed meal sold by said company during the season of 1912.

H. 1045. To amend section 1279 of the Code of 1907.

H. 1192. To require the commissioner's court of Cullman county, to work all the county convicts of said county, on the public roads of said county.

H. 1246. For the relief of William M. Adams, of Chilton county, Alabama, for funds expended by the said William M. Adams, during his term, as deputy solicitor of Chilton county, Alabama, in enforcing the prohibition law, which funds were refunded to said William M. Adams by the court of county commissioners subsequently and for which funds, amounting to one hundred and thirty-one and 5/100 (\$131.05) dollars, Chilton county, Alabama, is suing to recover.

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H. 1344. To appropriate seven hundred one and 28/100 dollars for payment to the Western Union Telegraph Company for telegraphic services rendered to the State of Alabama.

H. 1347. To repeal in so far as it affects Washington county, an act of the Legislature of Alabama approved December 13, 1894; to regulate and prescribe the manner of electing the county commissioners of Washington county; to provide how and by whom said county shall be divided into districts and precincts; and to

prescribe the manner of electing the county commissioners for said county.

H. 1407. For the relief of P. B. Jarman, J. H. Pinson, J. M. Allison and W. E. McGowan.

H. 1448. To repeal sections 5765, as amended by an act approved August 25th, 1909 (Pamphlet Laws of 1909, page 279), 5766, 5767, 5768, as amended by an act approved April 13th, 1911 (Pamphlet Laws of 1911, page 390); 5769; 5770; 5771; 5772; 5773; 5774; 5775; 5776; 5777; 5778; 5779; 5780; 5781; 5782; 5783; 5784; 5785; 5786; 5787; 5788; 5789; 5790; 5791; 5792; 5793; 5794; 5795; 5796; 5797; 5798; 5799; 5800; 5801; 5802; 5803; 5804; 5805; 5806; 5807; 5809; 5810; 5811; 5812; 5813; 5814; 5815; 5816; 5817; 5818; 5819; 5820; 5821; 5822; 5823; 5824; 5825; 5826; 5827; 5828; 5829; 5830; 5831; 5832; 5833; 5834; 5835; 5836; 5837; 5838; as amended by an act approved August 20th, 1915; 5839; 5840; 5841; 5842; 5843; 7732; 7734; 7735; 7736; 7737; 7738; 7740; 7741; 7742; 7743; and 7744 of the Code of Alabama of 1907.

H. 1458. For the relief J. D. Cromer, an ex-Confederate soldier, who was on the pension rolls prior to 1893, and whose name was dropped from the pension rolls from 1895 to 1902, both inclusive, through mistake.

H. 1469. For the relief of Mrs. R. E. Gibson, age 76 years, widow of W. D. Gibson, an ex-Confederate soldier, being a resident of Clarke county, Alabama, whereas; Mrs. R. E. Gibson's name has been on the pension roll for Clarke county, Alabama, for several years, but her name was stricken from the roll by the State board of examiners, complaining that the name of W. D. Gibson had not been found on the rolls of Company "I" 32nd Alabama Infantry C. S. A. there being a mistake of the regiment by the board of examiners, it being a fact that the same W. D. Gibson, volunteered and was a private soldier in Company "A" 42nd, Alabama Infantry regiment, and the latter part of the war his regiment the 42nd, Alabama and 37th Alabama regiment was consolidated, and at the end of the war, W. D. Gibson was paroled at Greensboro, North Carolina, May, 1865.

H. 1470. For the relief of Mrs. Margaret L. Powell, age 70 years, widow of John Powell, an ex-Confederate soldier, being a resident of Clarke county, Alabama. Whereas, Mrs. Margaret L. Powell's name has been on the pension roll of Covington county, Alabama, for a long time but her name was stricken from the roll by the State board of examiners because she failed to give the number of her husband's regiment, the application she made gave the command as Company "B," Beauregard's Mississippi Volunteers, upon this vagueness her name was ordered stricken from the roll, her original application being properly made and filled out as required by law.

H. 1471. To abolish the office of county treasurer of Cleburne county, Alabama.

H. 1484. To provide for extension work in agriculture and home economics, by giving instruction to men, women and young people in the several counties in Alabama, by continuing and improving farm demonstration work, by organizing marketing clubs, by organizing and supervising boys' corn and pig clubs, girls' canning clubs, women's clubs in home economics and by conducting other extension work through other means, all with a view to making farm life more profitable and attractive; to secure for Alabama the full amount of the funds conditionally appropriated by Congress under the Smith-Lever Extension Act for extension work in agriculture and home economics; and to make appropriations for these purposes.

H. 1500. To establish a vocational department and to provide for the instruction in practical agriculture, mechanical trades, and all or any other industrial arts and sciences in the public, elementary, and high schools in Walker county, Alabama, and to prescribe the method of organization and plan of such instruction and to authorize appropriation to promote the same, by that court of county commissioners in said county, and by the municipal authorities in the cities or towns thereof.

H. 1515. To abolish the office of county treasurer of Blount county, Alabama.

H. 1516. To require bonds to be executed by the members of the court of county commissioners of Blount county, Alabama.

H. 1561. For the relief of M. Sparks, of DeKalb county for money paid by him for Fannie Watts a Confederate pensioner under the laws of Alabama.

H. 1568. To repeal sections one (1) and two (2) of an act entitled an act "to regulate the issue of garnishments before justices of the peace in the county of Escambia," approved February 1st, 1895.

H. 1570. For the relief of Frank L. Allen, of Mobile county, to refund certain moneys illegally collected from him in Mobile county, under an act approved April 6th, 1911, as a license as a retail dealer in liquor in the county of Citronelle.

H. 1646½. To provide for the more efficient working of the public roads of Crenshaw county, Alabama, and to provide that the court of county commissioners, in its discretion, levy a road tax, a vehicle tax, and a dog tax, the proceeds therefrom to be applied to the maintenance of the public roads of said county.

H. 1289. To amend section 3242 of the Code of 1907.

H. 217. To protect purchasers at judicial sales.

H. 1056. In relation to the Alabama Home of Refuge, a State training school for white girls, and to further regulate and provide for its powers, government, enlargement and re-location; providing for change of name and authorizing judges of municipal courts or recorders of towns and cities to commit girls thereto; regulating the formation of the board of managers, and the filling of vacancies in the board; making an appropriation for suitable grounds or land, and for the erection thereon, and equipping suitable and adequate buildings for said training school; authorizing the sale or exchange of present property of the institution, and the use of the proceeds; making it unlawful to induce, assist or otherwise cause any girl to leave the school, without the consent of the superintendent or officer in charge or to escape therefrom, and providing penalties.

H. 1266. For the relief of T. G. Green of Lawrence county, Alabama, for compensation and expenses incurred by him in the apprehension and transportation of St. Clair Jones, charged with the murder of Busk Willis, from the State of Kentucky to the State of Alabama.

H. 1336. To establish the grades and widths of the public roads, bridges and causeways of the county of Cullman.

H. 1369. To authorize the Governor to issue and sell one million five hundred thousand dollars of five per cent coupon bonds of the State of Alabama in denominations of five hundred dollars each bearing interest at the rate of five per cent per annum, and to prescribe the manner in which said bonds are to be sold.

H. 1436. To amend an act approved April 22nd, 1911, entitled an act, to require the tax collector of Montgomery county to keep a record showing in abstract form the names of all registered voters who pay their poll tax, beginning with the year 1901 and each subsequent year, together with their ages, and to provide compensation therefor to be paid out of the county treasury, so as to read as follows:

H. 1556. To restore the name of Mrs. Mary Anglin, of Randolph county, Ala., surviving widow of C. G. Anglin, a Confederate soldier, to the pension rolls and to pay to her all arrearages as a pensioner of the third class from January, 1, 1914, the date her name was stricken from the rolls to the date of the passage of this act.

H. 1609. To establish a board of revenue for Monroe county, and to confer upon such board all the authority, jurisdiction and power, and prescribing for the members thereof, all the duties of the court of county commissioners of said county; to provide for the appointment and fix the term of office of the members of said board; to provide for the election of their successors in office; to define the duties of the judge of probate with reference to said board of revenue; to authorize said board to employ a competent civil engineer and clerk, fix their salaries and prescribe their duties; to authorize said board of revenue to divide said county into roads districts and apportion hands liable to road duty; to assess a road or per capita tax for persons liable to road duty in said county in lieu of working on the public roads; to fix a license tax for teams and vehicles using the public roads of said county; to confer upon said board the right of eminent domain; to abolish the court of county commissioners and the highway commission of said county.

H. 1626. To regulate the procedure in unlawful detainer suits brought by a landlord against his tenant in counties of less than 100,000 and more than 80,000 of population according to the last federal census or any subsequent federal census; to prescribe the clerk's and sheriff's fees in such suits; and to provide for and regulate appeals therein, including the bond to be given on appeal.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bills:

H. 1333. To amend sections 1, 5, 7, 12, 13, 16, 18 of an act approved August, 26, 1909, entitled an act to regulate the sale, giving away or other disposition of drugs, medicines or poisons in this State, and to provide for the creation of a Board of Pharmacy for service in connection with such sale, giving away or other disposition.

Also,

H. 1686. To permit county commissioners in counties of more than fifteen hundred square miles to succeed themselves in office if they are properly qualified and elected.

Also,

H. 1646. To provide for and regulate the payment of witnesses before grand juries and the fees of witnesses for the State in criminal cases in the circuit courts of this State, or other courts of like jurisdiction.

And sends same herewith to the Senate without engrossment.

W. F. Herbert, Clerk.

HOUSE MESSAGE.

The House bills in the foregoing House message were severally read and referred to appropriate standing committees, as follows:

H. 1333. To the committee on Public Health.

H. 1646, 1686. To the Committee on Judiciary.

MESSAGE FROM THE HOUSE.

Mr. President:

The Speaker of the House having signed the following House bills, your signature thereto is requested:

H. 475. For the relief of T. R. Folmar, captain of Company "I," second regiment, Alabama national guard, for hospital expenses incurred while on duty with the Alabama national guard at Montgomery.

H. 410. To appropriate out of the general funds of the State not otherwise appropriated, the sum of fourteen hundred and fifty-five (\$1,455.00) dollars for the relief of the children of B. A. Forrester and J. S. Forrester, late partners under the firm name of B. A. Forrester & Brother, namely: Mrs. Theodosia Folkes, R. B. Forrester, S. S. Forrester, V. T. Forrester, O. A. Forrester, H. G. Forrester, Mrs. Cenie Pilcher, W. R. Forrester, F. C. Forrester, Sibbie Forrester, F. F. Forrester, Mrs. Ottie Hodges, K. L. Forrester, Mrs. Elvie Copeland and Mrs. Ethel Cherry.

H. 956. For the relief of R. M. Martin.

H. 966. To authorize the courts of county commissioners, boards of revenue, or other like governing bodies of the several counties of the State to work county and State convicts on the public roads and bridges of their respective counties, to hire their county convicts to the governing bodies of other counties, to authorize the governing bodies of the several counties to hire from the governing bodies of other counties their county convicts, and to authorize the governing bodies of the several counties to hire from the State of Alabama State convicts, for the purposes of working, grading, building and maintaining the public roads and bridges of the several counties of the State, and to pay for such convict hire; and to employ the necessary guards to prevent the escape of convicts and to procure medical treatment for convicts so employed and to purchase the necessary cells and equipment for the confinement of said convicts.

H. 997. To authorize shipping from within the State of Alabama to points without the State of Alabama, spirituous, vinous and malt liquors, and other liquors and beverages, the sale of which is prohibited by the

laws of the State of Alabama; to prescribe the conditions under which same may be shipped, and to fix the time within which same may be shipped.

H. 1001. To render void any agreement permitting the bringing of suit before a justice of the peace in any precinct other than a precinct where said suit is authorized by the laws of this State to be brought, if said agreement is made before said suit is filed.

H. 1082. To create for Walker county, Alabama, the office of full time health officer; to provide for the election of such health officer, and prescribing the term of office, duties, salary and expenses of such officer.

H. 1103. To appropriate the sum of \$3,300.00 paid to the Alabama Insane Hospital for swamp and overflowed lands, the titles to which were adjudged by the courts to be invalid.

H. 1113. For the relief of John G. Bradley, former clerk of the criminal court of Jefferson county.

H. 1167. To ratify, confirm and legalize all acts and orders of the court county commissioners of Wilcox county, in the payment of road overseers appointed under the official road law of said county, (found in Local Acts of Alabama, 1911, page 265); to ratify and legalize the payment of the convict agent appointed by said court; to ratify and legalize the hiring of teams by said overseers appointed under said act; and to legalize the payment of all warrants and orders of said court by the treasurer of said county pertaining to said law.

H. 1206. To grant to owners of riparian lands upon navigable waters in the State of Alabama the right and privilege in front of their riparian lands, of installing wharves, docks, warehouses, sheds, tipples, chutes, elevators, conveyors and the like for receiving, discharging, storing, protecting, transferring, loading and unloading freight and commodities of commerce to and from vessels and carriers, and to use the riparian land in connection therewith, and to dredge out and deepen the approaches thereto and to charge and collect reasonable charges for the use thereof and to provide for the right to regulate such charges, and to provide for the exercise of the right of eminent domain.

H. 1209. To appropriate the sum of \$171.00 to the Brown Printing Co., for printing furnished the immigration commissioner and land agent.

H. 1277. To amend sections 811, 812, 813, 814, 815, 818 and 819 of the Code of Alabama.

H. 1281. To appropriate the sum of fifty-nine and 25/100 dollars to the Southern Typewriter Exchange, Montgomery, Alabama, to pay for work and labor and repairs done on typewriters belonging to the State of Alabama.

H. 1302. To amend section five of an act entitled "an act to provide for the appointment of an official stenographer for the second judicial circuit of Alabama, and to prescribe his duties and to fix his compensation," approved August 9th, 1907, as amended by an act of the Legislature of Alabama, approved March 29th, 1911.

H. 1327. To appropriate the sum of nine hundred thirty and 46/100 dollars (\$930.46) to the Brown Printing Co., for printing and binding the biennial report of the railroad commision.

H. 1378. To amend section two of an act entitled "an act to amend the Constitution of the State of Alabama so as to permit the issuance of bonds for the retirement of the floating debt of the State.

H. 1396. To amend an act entitled, "An act to provide for the construction, repairing, working and maintaining the public roads and bridges of Madison county, Alabama, and to provide penalties for the violation thereof," approved March 20th, 1911, substantially as follows:

H. 1452. To authorize and empower the court of county commissioners of Cleburne county, Alabama, to donate to the town of Edwardsville, Alabama, the old court house building located therein.

H. 1464. To ratify, confirm, approve and make legal certain warrants or orders which were paid by the treasurer of Walker county, Alabama, out of the road fund or road and bridge fund of said county of Walker, from January 1st, 1909, up to and including May 1st, 1915; and to ratify, confirm, approve and make legal the payments of said warrants or orders, from said 1st day of January, 1909, up to and including May 1st, 1915.

H. 1474. To dissolve the municipal corporation of High Note, Geneva county, Alabama.

H. 1489. To appropriate the sum of sixty dollars for the year ending Sept. 30th, 1913, and the further sum of sixty-nine dollars for the year ending Sept. 30th, 1914, to H. M. Mickle, of Randolph county, a Confederate soldier, as a Confederate pension for such years.

H. 1531. To provide for the relief of Irby Collins and to make an appropriation therefor.

H. 1542. To amend section 4950 of the Code of Alabama, A. D. 1907. Vessels exempt from pilotage.

H. 1560. To amend subdivision seventeen (17) of an act approved December 13th, 1900, entitled an act to amend section five of an act to incorporate the town of Luverne, in the county of Crenshaw and State of Alabama, approved February 6th, 1891.

H. 1563. To repeal an act "to allow stock to run at large within certain limits in beat five in Lee county, Alabama, at certain seasons in the year."

H. 1584. To amend an act entitled an act "to regulate the sale of cotton seed meal," approved November 22nd, 1907.

H. 1461. To limit costs in civil suits other than unlawful detainer suits involving not more than fifty dollars (\$50.00) brought or instituted in inferior courts located or established in counties having a population of not less than 80,000 nor more than 100,000 according to the last Federal census or any subsequent Federal census.

H. 1647. To make an appropriation of three hundred twenty-four and 74/100 dollars out of the fine and forfeiture fund of Clarke county, Alabama, for the relief of C. A. Coats, ex-sheriff of said county.

W. F. Herbert,
Clerk.

SIGNING OF BILLS.

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the secretary of the Senate, signed the following bills:

H. 410. To appropriate out of the general funds of the State not otherwise appropriated the sum of fourteen hundred and fifty-five dollars (\$1,455.00) for the relief of the children of B. A. Forrester and J. S. Forrester, late partners under the firm name of B. A. Forrester & Brother, namely: Mrs. Theodosia Folkes, R. B. Forrester, S. S. Forrester, V. T. Forrester, O. A. Forrester, H. G. Forrester, Mrs. Cenie Pilcher, W. R. Forrester, F. C. Forrester, Sibbie Forrester, F. F. Forrester, Mrs. Otis Hodges, K. L. Forrester, Mrs. Elvie Copeland and Mrs. Ethel Cherry.

H. 475. For the relief of T. R. Folmer, captain of Company "I," Second Regiment, Alabama National Guard, for hospital expenses incurred while on duty with the Alabama National Guard at Montgomery.

H. 956. For the relief of R. M. Martin.

H. 966. To authorize the courts of county commissioners, boards of revenue, or other like governing bodies of the several counties of the State to work county and State convicts on the public roads and bridges of their respective counties, to hire their county convicts to the governing bodies of other counties, to authorize the governing bodies of the several counties to hire from the governing bodies of other counties their county convicts, and to authorize the governing bodies of the several counties to hire from the State of Alabama State convicts, for the purposes of working, grading, building and maintaining the public roads and bridges of the several counties of the State and to pay for such convict hire; and to employ the necessary guards to prevent the escape of convicts and to procure medical treatment for convicts so employed and to purchase the necessary cells and equipment for the confinement of said convicts.

H. 997. To authorize shipping from within the State of Alabama to points without the State of Alabama, spirituous, vinous and malt liquors, and other liquors and beverages, the sale of which is prohibited by the laws of the State of Alabama; to prescribe the conditions under which same may be shipped, and to fix the time within which same may be shipped.

H. 1082. To create for Walker county, Alabama, the office of full time health officer; to provide for the elec-

tion of such health officer, and prescribing the term of office, duties, salary and expenses of such officer.

H. 1001. To render void any agreement permitting the bringing of suit before a justice of the peace in any precinct other than a precinct where said suit is authorized by the laws of this State to be brought, if said agreement is made before said suit is filed.

H. 1103. To appropriate the sum of \$3,300.00 paid to the Alabama Insane Hospital for swamp and overflowed lands, the titles to which were adjudged by the courts to be invalid.

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H. 1206. To grant to owners of riparian lands upon navigable waters in the State of Alabama, the right and privilege in front of their riparian lands of installing wharves, docks, warehouses, sheds, tipples, chutes, elevators, conveyors and the like for receiving, discharging, storing, protecting, transferring, loading and unloading freight and commodities of commerce to and from vessels and carriers, and to use the riparian land in connection therewith, and to dredge out and deepen the approaches thereto and to charge and collect reasonable charges for the use thereof and to provide for the right to regulate such charges, and to provide for the exercise of the right of eminent domain.

H. 1209. To appropriate the sum of \$171.00 to the Brown Printing Co., for printing furnished the immigration commissioner and land agent.

H. 1277. To amend sections 811, 812, 813, 814, 815, 818 and 819 of the Code of Alabama.

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H. 1396. To amend an act entitled "An act to provide for the construction, repairing, working and maintaining of the public roads and bridges of Madison county, thereof," approved March 20th, 1911, substantially as follows:

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H. 1489. To appropriate the sum of sixty dollars for the year ending Sept. 30th, 1913, and the further sum of sixty-nine dollars for the year ending Sept. 30th, 1914, to H. M. Mickle, of Randolph county, a Confederate soldier, as a Confederate pension for such years.

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H. 1584. To amend an act entitled an act "to regulate the sale of cotton seed meal," approved November 22nd, 1907.

H. 1461. To limit costs in civil suits other than unlawful detainer suits involving not more than fifty dollars (\$50.00) brought or instituted in inferior courts located or established in counties having a population of not less than 80,000 nor more than 100,000 according to the last Federal census or any subsequent Federal census.

H. 1647. To make an appropriation of three hundred twenty-four and 74/100 dollars out of the fine and forfeiture fund of Clarke county, Alabama, for the relief of C. A. Coats, ex-sheriff of said county.

RESOLUTION.

Mr. Lusk offered the following joint resolution:

S. J. R. 176. Resolved by the Senate, the House concurring, that when the two houses adjourn for this day, that they adjourn to meet on Monday, September 20, at 9 A. M.

Which was, under a suspension of the rules, adopted.

Mr. Holmes offered the following resolution:

S. R. 177. Resolved, that the Committee on Judiciary be required to report at the next sitting of the Senate:

H. 62. To define, regulate and control the business of the making of loans or advancements of money in sums of two hundred dollars or less in amount, and to regulate the assignment of wages and salary, when giv-

en for such loans or advancements and to punish acts in violation of the provisions hereof.

And insists that it is one that requires immediate consideration, and the presiding officer left it to the Senate to say whether or not this resolution requires immediate attention, and the Senate votes nay.

Yeas, 13; nays, 18.

Yeas:

Messrs.:	Brown	Hall	Lewis	
Arrington	Cooper	Holmes	McCain	
Bell	Denson	Kline	Wallace	
Bonner	Faulk			—13.

Nays:

Messrs.:	Green	Lee	Pride	
Bulger	Hill	Lusk	Thach	
Burns	Hollis	Miller	Weathers	
Ellis	Judge	Milner	Winkler	
Elrod	Key	Price		—18

And in pursuance therewith, said resolution was referred to the Standing Committee on Rules.

INDEFINITE POSTPONEMENT OF BILL.

On motion of Mr. Lewis, the Senate indefinitely postponed the consideration of:

S. 688. Proposing an amendment to section 256 of the Constitution of Alabama, so as to authorize the Legislature to provide for apportioning the public school fund.

Yeas, 16; nays, 12.

Yeas:

Messrs.:	Easterly	Hollis	Miller	
Bonner	Ellis	Jones	Price	
Brown	Hartwell	Kline	Thach	
Cooper	Hill	Lewis	Wallace	
Denson				—16.

Nays:

Messrs.:	Faulk	Judge	Milner	
Arrington	Hall	Key	McCain	
Bulger	Holmes	Lusk	Weathers	
Elrod				—12.

NOTICE.

Mr. Green gave to the Senate the following notice:

"Notice is hereby given that on the next legislative day motion will be made to take from the adverse calendar, give the same a second reading, and place on the regular calendar, for a third reading on to-morrow:

"H. 539, 540, 541.

D. F. Green."

MESSAGE FROM THE HOUSE.

Mr. President:

The House has amended as therein shown, and as amended has passed, the following Senate bill:

S. 308. To propose and submit to the qualified electors of the State of Alabama at an election to be held on the first Monday after the expiration of three months from and after the final adjournment of the present session of the Legislature at which this amendment is proposed an amendment to the Constitution of Alabama whereby the city of Birmingham may levy and collect a rate of taxation on the property situated therein not exceeding in the total in any one year one and one-half per centum of the value of such property assessed as provided by the Constitution and the statutes now or hereafter enacted pursuant to the Constitution. But provided that the total rate of taxation levied by said city shall not in any one year exceed one per centum per annum, unless the rate in excess thereof shall have been submitted to and authorized by ballot by the qualified electors of said city at elections to be held from time to time for such purpose and to provide for such elections.

And returns same herewith to the Senate.

W. F. Herbert,
Clerk.

HOUSE MESSAGE.

On motion of Mr. Judge, the Senate concurred in the following amendment by the House to S. 308, the title of which is set out in the foregoing message from the House, to wit:

Substitute for S. 308:

A Bill to be Entitled
AN ACT

To propose and submit to the qualified electors of the State of Alabama at an election to be held on the first Monday after the expiration of three months from and after the final adjournment of the present session of the Legislature at which this amendment is proposed, an amendment to the Constitution of Alabama whereby the city of Birmingham may levy and collect a rate of taxation on the property situated therein not exceeding in the total in any one year one and one-half per centum of the value of such property assessed as provided by the Constitution and the statutes now or hereafter enacted pursuant to the Constitution, but provided that the total rate of taxation levied by said city shall not in any one year exceed one per centum per annum, unless the rate in excess thereof shall have been submitted to and authorized by ballot by the qualified electors of said city at elections to be held from time to time for such purpose, and to provide for such elections.

Be it enacted by the Legislature of Alabama:

Section 1. That the following amendment to the Constitution of Alabama is hereby proposed to be submitted to the qualified electors of the State of Alabama for their consideration at an election to be held on the first Monday after the expiration of three months from and after the final adjournment of the present session of the Legislature, at which this amendment is proposed, to wit:

The city of Birmingham may levy and collect a rate of taxation on the property situated therein, not exceeding in the total in any one year, one and one-half per centum of the value of such property, assessed as provided by the Constitution, and the statutes now or hereafter enacted pursuant to the Constitution. But provided, that the total rate of taxation levied by the city of Birmingham shall not, in any one year, exceed one per centum per annum unless the rate in excess of one

per centum per annum for such year, shall have been submitted by the governing body of said city at an election held within such year or within three years prior to the beginning of such year, and shall have been authorized for such year by the majority vote by ballot of the qualified voters of said city voting upon such proposition. And an increase in the rate of taxation, in excess of one per centum per annum, may be so authorized at one election for one year, or for two or three successive years, and if, for more than one year, at the same or different excess rates for the respective years. In the event an excess rate submitted for any year or years shall not be so authorized at any election, a new lower excess rate for such year or years may be submitted by the governing body of said city to the qualified voters of said city for like authorization at a subsequent election or elections held at any time or time thereafter.

Each election held under the provisions hereof shall be ordered, held, canvassed and contested in the same manner, as is or may be provided by law, applicable to said city for elections to authorize the issuance of municipal bonds. Ballots used at such elections shall contain the words, "For.....excess rate of taxation for the year (or years).....," and "Against.....excess rate of taxation for the year (or years)....." The rate of taxation proposed in excess of the rate of one per centum to be shown in the blank space provided therefor, and the year or years in which the proposed rate is to apply to be shown in the blank space provided therefor; and in the event different excess rates are proposed for different years, the words mentioned shall be repeated as often as may be necessary to show separately the different excess rates proposed to be applied to the respective years. And the voter shall record his choice whether for or against the excess rate or rates shown, by placing a cross mark before or after the words expressing his choice. Nothing herein contained shall in any wise change or affect the rights of any holder of bonds of said city heretofore issued."

Sec. 2. That it shall be the duty of the Governor to give notice by proclamation to be published in one

newspaper in each county in the State at least eight successive weeks next preceding the said election on the amendment proposed by this act to be submitted to the qualified electors of the State for their consideration, together with the proposed amendment. Before making such proclamation the Governor shall ascertain the cost of publishing the notice as herein required and shall certify the amount of such cost so ascertained by him to the governing body of the city of Birmingham, and thereupon the governing body of the city of Birmingham shall pay or cause to be paid into the State treasury the sum of money so certified to them by the Governor for the purpose of paying the cost of the publication of the notice required by this act.

Sec. 3. That at the said election, on the amendment proposed by this act to be submitted to the qualified electors of the State for their consideration to be held as herein provided, the qualified electors shall vote upon said amendment, and on the official ballots printed for such election there shall be printed the following, viz.:

"Shall the following be adopted as an amendment to the Constitution of Alabama:

"The city of Birmingham may levy and collect a rate of taxation on the property situated therein, not exceeding in the total in any one year, one and one-half per centum of the value of such property assessed as provided by the Constitution and the statutes now or hereafter enacted pursuant to the Constitution. But provided that the total rate of taxation levied by the city of Birmingham shall not, in any one year, exceed one per centum per annum, unless the rate in excess of one per centum for such year shall have been submitted by the governing body of said city to the qualified voters of said city, at any election held within such year or within three years prior to the beginning of such year, and shall have been authorized for such year by the majority vote by ballot of the qualified voters of said city voting upon such proposition. And an increase in the rate of taxation in excess of one per centum per annum may be so authorized at one election for one year, or for two or three successive years, and if for more than one year, at the same or different ex-

cess rates for the respective years. In the event an excess rate submitted for any year or years shall not be so authorized at any election, a new lower excess rate for such year or years may be submitted by the governing body of said city to the qualified voters of said city for like authorization at a subsequent election or elections held at any time or times thereafter.

Each election held under the provisions hereof shall be ordered, held, canvassed, and contested in the same manner as is or may be provided by law, applicable to said city, for elections to authorize the issuance of municipal bonds. Ballots used at such elections shall contain the words, "For.....excess rate of taxation for the year (or years).....," and "Against.....excess rate of taxation for the year (or years)....." The rate of taxation proposed in excess of the rate of one per centum to be shown in the blank space provided therefor, and the year or years in which the proposed rate is to apply to be shown in the blank space provided therefor; and in the event different excess rates are proposed for different years, the words mentioned shall be repeated as often as may be necessary to show separately the different excess rates proposed to be applied to the respective years. And the voter shall record his choice, whether for or against the excess rate or rates shown, by placing a cross mark before or after the words expressing his choice.

Nothing herein contained shall in any wise change or affect the rights of any holder of bonds of said city heretofore issued."

Following the proposed amendment on the ballot shall be printed the word "Yes," and immediately under that shall be printed the word "No." The choice of the elector shall be indicated by a cross mark made by him or under his direction opposite the word expressing his desire.

Sec. 4. That the officers to hold such election shall be the same, and shall be appointed in the same manner and by the same officials as provided by the election law of the State for the appointment of officers to hold general elections in this State, and the election shall be held in all things in accordance with the law gov-

erning general elections and with the constitutional provisions concerning amendments to that instrument.

Sec. 5. That the votes cast at said election shall be counted, canvassed and tabulated and returns thereof made to the secretary of State in the manner as in elections for representatives to the Legislature; and if it shall thereupon appear that a majority of the qualified electors who voted at such election upon the proposed amendment voted in favor of the same, such amendment shall be valid to all intents and purposes as a part of the Constitution of Alabama. The result of such election shall be made known by proclamation of the Governor.

Sec. 6. That the Legislature of Alabama favors such proposed amendment to the Constitution of Alabama.

Sec. 7. That in the case the amendment to the Constitution of Alabama proposed in this act be adopted, no election shall be held in the city of Birmingham prior to October 1st, 1916, under the authority granted therein, for the purpose of authorizing the levy of a rate of taxes in excess of one per centum per annum; provided, however, that if the levy of any such excess rate be authorized before November 1, 1916, the said excess rate may be, by the governing body of said city made applicable to and may be levied for the tax year beginning October 1, 1916.

Yeas, 26; nays, 0.

Yeas:

Messrs.:	Cooper	Hill	Milner
Arrington	Easterly	Holmes	McCain
Bell	Elrod	Judge	Price
Bonner	Faulk	Lee	Thach
Brown	Green	Lewis	Wallace
Bulger	Hall	Lusk	Winkler
Burns	Hartwell	Miller	—26.

Nays, 0.

RECESS.

At 6:10 P. M., Mr. Lusk moved that the Senate recess until 8 o'clock tonight, which motion prevailed.

Yeas, 15; nays, 15.

Yeas:

Messrs.:	Denson	Holmes	Lusk
Bell	Easterly	Jones	Miller
Bonner	Elrod	Judge	Pride
Brown	Faulk	Kline	Weathers

—15.

Nays:

Messrs.:	Green	Lee	Price
Arrington	Hartwell	Lewis	Thach
Cooper	Hollis	Milner	Wallace
Ellis	Key	McCain	Weathers

—15.

The above vote being a tie, the Lieutenant-Governor and presiding officer of the Senate voted "Yea."

NIGHT SESSION—FORTY-SEVENTH DAY.

Tuesday, September 16, 1915.

The Senate re-assembled at 8 o'clock P. M.

ROLL CALL.

On a call of the roll 20 Senators answered to their names, a quorum of the Senate.

REPORTS OF COMMITTEES.

Mr. Hartwell, chairman of the Standing Committee on Finance and Taxation, reported that said committee, in session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to wit:

By Mr. Carmichael:

H. 389. To create a department of insurance for the State of Alabama; defining the duties and powers of such department; providing for the necessary officers

for such department; defining their duties and powers; and vesting such officers with all the authority now exercised by any other officers pertaining to the insurance business in this State, thereby relieving such other officers of all duties and responsibilities relating or pertaining to the insurance business in the State of Alabama.

By Mr. Welch:

H. 900. To amend an act entitled an act to regulate the business of dealers in farm produce, to fix licenses for the carrying out of said business and to provide for revocation of this license and for the penalty for any violation of this act; to prevent fraud in the selling and handling of farm produce and to provide punishment for such fraud; to provide for the collection and disbursement of the monies collected; to establish, increase and encourage markets for the sale of farm produce. Approved March 5th, 1915.

By Mr. Brindley:

H. 1623. To amend "an act to amend section 637 of the Code of Alabama."

MESSAGE FROM THE HOUSE.

Mr. President:

The House has concurred in and adopted the Senate amendments to:

H. 1413. To amend section 7564 of the Criminal Code of Alabama.

W. F. Herbert,
Clerk.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bills:

H. 1170. To amend an act entitled "to make an appropriation for tick eradication in Alabama," approved March 24th, 1915.

H. 1276. To amend sections 1647 and 1648 of the Code of 1907.

And sends same herewith to the Senate without engrossment.

W. F. Herbert,
Clerk.

HOUSE MESSAGES.

The House bills in the foregoing House message were severally read once and referred to appropriate standing committees, as follows:

H. 1170. To the Committee on Finance and Taxation.

H. 1276. To the Committee on Printing.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has amended as therein shown, and as amended has passed, the following Senate bill:

S. 444. To create a State harbor commission to be known as the "State harbor commission," define its jurisdiction, powers and duties and prescribe the mode of procedure and penalties for violation of this act and to repeal all laws in conflict therewith.

And returns same herewith to the Senate.

W. F. Herbert,
Clerk.

HOUSE MESSAGE.

On motion of Mr. Hartwell, the Senate concurred in the following amendment by the House to S. 444, the title of which is set out in the foregoing message from the House, to wit:

Amendment by Mr. Davis:

Amend S. 444 by inserting after the words "Mobile river," where same occurs in line 3 of section 8, on page 2 of the bill, the following:

1. "In which the tide ebbs and flows."

Amend S. 444 by inserting between sections 8 and 9, on page 2 of the bill, the following:

2. "(8½). All property acquired, owned, held or controlled by the board, as herein constituted, hereunder or otherwise, shall be held in trust by it for the benefit of the holders of the bonds and obligations, issued and incurred by it hereunder and for the public

in aid and promotion of commerce, trade and navigation on the navigable waters of the State and passing through the ports and landings abutting thereon, but not otherwise. And said board shall not have power either directly or indirectly to sell, mortgage, encumber, lease or convey the same, all or any part thereof, to others; except by authority, to that effect, expressly granted by the Legislature of Alabama. But, however, the board shall have power and they are expressly authorized, to expend the revenues, cash and credits received by them or collectible by them, under the laws now or hereafter existing, for personal services and salaries of employees and other purposes herein authorized and for operating expenses, and to pledge said revenues, cash and credits aforesaid to secure the payment of the principal and interest of the bonds and obligations issued or incurred by it hereunder. And the said board may sell and dispose of any and all personal property owned by it which may not then be necessary for its purposes or in the operation, conduct and maintenance of its business. Nothing herein contained shall be held or construed to prevent or limit the right of any vendor or grantor of any particular property sold to the board hereunder to reserve a vendor's lien for unpaid purchase money thereon or of the board to give a mortgage thereon to secure the same, provided the same only cover the property upon which the vendor's lien would attach.

3. Amend S. 444 by striking out the word "sell," where same occurs in line 1 and in line 9, in section 10, on page 2, of the bill, and insert the word "held" in lieu thereof.

4. Amend by inserting at the end of section 24, on page 6 of the bill, the following: "The secretary of the board must make a complete statement of all the transactions of the board, also a statement showing the expenditures and disbursements, assets and liabilities of the board, together with information, and data as to the amount and the character of tonnage and shipping passing through the port of Mobile, and the gross and net tonnage of all vessels passing through the port, together with the draft of the same and the amount of

pilotage and port fees and tolls collected from said vessels, which said report may not be itemized but may be shown by giving classification and the number of vessels of like kind, tonnage or draft and aggregate amount of fees, etc., exacted on each class of vessel, to the Governor for the year ending the 31st of December, 1916, and on the 31st day of December of each following year, and shall make a like report to the Legislature of Alabama for the preceding and intervening years, which said report shall be filed not later than the 31st day of January of each year.

Substitute for committee amendments to S. 444:

Amend by striking out all beginning with and including the words "and upon," in line 4, on page 5, up to and including the words "board," in line 13, on page 5.

Amend by striking out all of section 23 on page 5.

Amend by striking out the word "using," in line 8 of section 41, on page 10, and inserting in lieu thereof the following: "Making or collecting any charge for the use of the same by others."

Amend by striking out all of section 42 on page 11.

Amend by striking out all of section 47 on page 16.

Amend by striking out all of section 48 on pages 15 and 16.

Yeas, 16; nays, 8.

Yeas:

Messrs.:	Hartwell	Kline	McCain
Bulger	Holmes	Lee	Price
Burns	Jones	Lewis	Thach
Denson	Judge	Milner	Wallace
Easterly			—16.

Nays:

Messrs.:	Faulk	Key	Miller
Cooper	Hill	Lusk	Weathers
Elrod			—8.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bills:

H. 1624. To provide relief for solicitors of courts of record, other than circuit solicitors, who have been prevented from performing the duties of their offices through illness or physical infirmities; to authorize and empower the boards of county commissioners or county boards of revenue to pay such salaries where the same have not heretofore been paid.

H. 1478. To appropriate the sum of six hundred and one and 99/100 dollars to pay Loveman, Joseph & Loeb for balance due on contract for furnishing House and Senate chambers as per contract.

H. 1476. To appropriate the sum of two hundred and fifty-five dollars for the purpose of paying an amount due and owing by the State tax commission to Dewberry and Montgomery.

H. 1482. To amend sections 541, 543, 544 and 545 of the Code of Alabama.

H. 1005. To amend section 7329 of the Code of Alabama.

H. 1134. To enable municipal corporations and street railroad companies to so contract together as to relieve the railroad company from all obligations as to the pavement of such portions of the street over which its tracks pass, as may be set apart by the municipal corporation for park ways.

H. 1495. To amend section 1196 of the Code of Alabama.

And sends same herewith to the Senate without engrossment.

W. F. Herbert,
Clerk.

HOUSE MESSAGES.

The House bills in the foregoing House message were severally read once and referred to appropriate standing committees, as follows:

H. 1624. To the Committee on Judiciary.

H. 1134, 1495. To the Committee on Municipalities and Municipal Organization.

H. 1476, 1478. To the Committee on Finance and Taxation.

H. 1005. To the Committee on Revision of Laws.

H. 1482. To the Committee on Public Health.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has concurred in and adopted the Senate joint resolution, relative to adjournment of the two Houses from to-day until Monday, September 20, 1915.

And returns same herewith to the Senate.

W. F. Herbert,
Clerk.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bills:

H. 219. To amend section 1328 of the printed Code of Alabama, 1907.

And also,

H. 225. To amend section 1322 of the printed Code of Alabama of 1907.

And sends the same herewith to the Senate without engrossment.

W. F. Herbert,
Clerk.

HOUSE MESSAGES.

The House bills in the foregoing House message were severally read once and referred to appropriate standing committees, as follows:

H. 219, 225. To the Committee on Judiciary.

MESSAGE FROM THE HOUSE.

Mr. President:

The Speaker of the House has named as conferees on the disagreement of the two Houses on the Senate amendment to:

H. 1025. To amend section 3485 of the Code of Alabama of 1907.

Messrs. Fite of Tuscaloosa, Grayson of Mobile and Lapsley.

W. F. Herbert,
Clerk.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bills:

H. 456. To provide for the removal of prisoners affected with tuberculosis, confined in the several jails of this State, from said jails to the tuberculosis hospital of the Alabama State penitentiary.

H. 1559. To authorize and empower the Governor to let by contract or lease the right to dredge for or remove from the beds of the navigable rivers of the State, any shale, shells, stone, gravel, sand or other material upon such terms and upon such rent or royalty as may be agreed upon, and provide for the payment of rent or royalties into the State treasury.

H. 1126. To provide for the inspection and supervision of slaughter houses, meat markets, meat, meat food products, dairies and dairy products; to provide for securing reliable statistics upon home production of meat and meat food supplies, milk and milk products supplies; providing penalties for violation of this act and for other purposes.

H. 1660. To appropriate the sum of \$1,162.41 out of any funds in the State treasury, not otherwise appropriated, to the following in the amounts set opposite their names, viz.: Richardson & Boynton, \$24.00; Red Feather Sales Co., \$727.06; Fulton Bag & Cotton Mills \$24.00; Underwood Typewriter Co., \$44.00; Worrell Mfg. Co., \$15.00; Worrell Mfg. Co., \$18.00; Mitchell Vance Co., \$286.00; Blocton Coal Co., \$6.00; E. G. Fowler, \$3.35; Dixie Electric Co., \$16.00.

And sends same herewith to the Senate without engrossment.

W. F. Herbert,
Clerk.

HOUSE MESSAGES.

The House bills in the foregoing House message were severally read once and referred to appropriate standing committees, as follows:

H. 456. To the Committee on Penitentiary, prisons and Prison Punishment.

H. 1559. To the Committee on Revision of Laws.

H. 1126. To the Committee on Public Health.

H. 1660. To the Committee on Finance and Taxation.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and adopted the following joint resolution:

JOINT RESOLUTION.

By Mr. Johnston of Madison:

H. J. R. 250. Whereas, the navigation improvement of the Tennessee river by the United States is now in the last stages of completion between Muscle Shoals and the Ohio river; and

Whereas, the inadequate canal plan for the navigation improvement of the Muscle Shoals stretch of the Tennessee river was begun by the Federal government more than 85 years ago, this improvement costing in construction more than \$3,000,000 and in cost of operation and maintenance more than \$1,500,000, and the yearly cost of the operation and care of this canal being in excess of \$50,000 per annum; and

Whereas, the United States engineers, after nearly eight years of study and investigation, have recommended to Congress a new plan at Muscle Shoals for the joint improvement of navigation and development of water power on a very large scale, as shown on document No. 20, 63rd Congress; and

Whereas, this new project for navigation improvement and development of water power as recommended by the government engineers will not only practically complete the navigation improvement of the Tennessee river from the Ohio river to the upper stretches of the Tennessee, but will also develop power on such large scale as to make it possible to operate great factories for the fixation of the nitrogen of the atmosphere as a fertilizer, and for the manufacture of explosives, and thus make the United States no longer wholly dependent, as at present, upon the country of Chile for sodium nitrate, or Chilean saltpetre, necessary for the manufacture of explosives and for fertilizers; and

Whereas, the United States should not longer be dependent for its nitrogen supply upon any foreign country, but should produce its own nitrogen supply by the conservation and utilization of the water powers now going to waste in the navigable streams of the country.

Therefore, by this joint resolution, be it resolved by the Legislature of the State of Alabama:

(1) That the adoption by Congress of the Muscle Shoals project as recommended by the Government engineers is a matter of national concern and one directly affecting the question of preparedness and national defense.

(2) That the fixation of the nitrogen of the atmosphere as a fertilizer to meet the needs of the farmers of the country, and especially the southern farmers, who are the greatest buyers of fertilizers in the nation, and whose fertilizer bills are now annually nearly \$100,000,000 is a matter of national interest and importance equal to the national interest and economic importance of the great irrigation projects in the States of the arid west, which projects have received assistance from the Federal government in excess of \$116,000,000.

(3) That recent successful scientific achievements have placed at the disposal of agriculture in this country chemical compounds which allow the production of a complete or universal fertilizer. With cheap water power, these scientific discoveries promise to revolutionize our present system of fertilization.

(4) With cheap water power, the importance of these scientific achievements, and their effects upon the cotton and food crops of the country, and upon the question of national defense and the preparedness of the United States in times of war, are so far reaching and of such unusual national interest at the present time, that the adoption of the Muscle Shoals project by Congress, and its encouragement by the President and the secretary of war can be regarded as no less than a patriotic duty.

(5) That the President of the Senate and the Speaker of the House of Representatives shall appoint a joint committee of five members from the Senate and five mem-

bers from the House of Representatives, as a Joint Legislative Committee, and the President of the Senate and the Speaker of the House shall be each a member of these respective committees, and the Governor of the State shall be the ex-officio chairman of these committees, and, also, that the Governor of the State is hereby requested to select and appoint twelve representative citizens from the State of Alabama, not members of this Legislature, to join the Legislative Committees hereby created, and without expense to the State, these legislative committees and citizens' committee are requested by the Legislature of the State to visit Washington during the early days of the first session of Congress assembling in December, and present a copy of these resolutions to the President of the United States, to the secretary of war, to the secretary of agriculture, to the chairman of the commerce committee of the Senate, to the chairman of the committee on rivers and harbors, and to each United States Senator and representatives in Congress from the State of Alabama, and pressinglly urge upon them the national importance and, indeed, the nation's necessity that the Muscle Shoals project be adopted by the 64th Congress, and during its first session.

And sends same herewith to the Senate.

W. F. Herbert,
Clerk.

HOUSE MESSAGE.

On motion of Mr. Hill, the rules were suspended and the Senate concurred in and adopted H. J. R. 250, set out in the foregoing message from the House.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has adopted the following joint resolution:

By Mr. Goode:

H. J. R. 253. Whereas, the Legislature of Alabama has by recent enactment designated a system of State trunk roads connecting the most important cities and towns and leading toward the prominent cities of the

border States to Alabama and provided for their construction, especial attention having been paid to the proposed route of the Jackson Highway through this State;

We hereby request that the Jackson Highway Association, at its meeting in Nashville, Tenn., on September 23 and 24, or such other time as it may deem best, select a route through the State of Alabama, including thereon the cities of Birmingham, Montgomery, Selma, and Mobile.

On its approval a copy of this resolution shall be presented to the Jackson Highway Association by the State highway engineer, Mr. W. S. Keller.

And sends same herewith to the Senate.

W. F. Herbert,
Clerk.

HOUSE MESSAGE.

On motion of Mr. Bonner, the rules were suspended and H. J. R. 253, set out in the foregoing message from the House, was concurred in and adopted by the Senate.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bills:

H. 1352. To abolish the office of tax collector of Cullman county, Alabama, to confer the duties of such officer upon the office of tax assessor for the county, to require the tax assessor performing the duties of both tax collector and assessor to be known as tax assessor-collector of the county, and to regulate the appointment of a clerk for the tax assessor-collector, and to fix his compensation.

With notice and proof thereto attached and herewith exhibited, as follows:

NOTICE.

Notice is hereby given as required by section 106 of the Constitution of 1901 of the intention of the undersigned to apply to the next session of the Legislature

for the enactment of a law, the substance of which is as follows:

A BILL

To be entitled an act to abolish the office of tax collector of Cullman county, Alabama, and to confer the duties of the office of the tax collector to the office of tax assessor, and have only one office in said county to assess and collect the taxes thereof, and to designate the name of said office; to fix the compensation and duties thereof; to regulate the appointment of a clerk for said office and to fix compensation therefor, and to regulate the official bond of said office, and to designate the time that said office shall be kept open.

R. E. Ryan,
Representative of Cullman County.

The State of Alabama, }
Cullman, Alabama. }

Before me, L. N. Buell, a notary public in and for said county and State, personally appeared Joseph R. Rosson, publisher of The Cullman Democrat, a weekly newspaper published in Cullman, Cullman county, Alabama, and being duly sworn, says that the notice of which the attached is a true copy, was published in said newspaper, once a week for four successive weeks and being in the issues of said newspaper of the following dates, viz., 8th, 15th, 22nd, 29th.

J. R. Rosson,
Publisher.

Sworn to and subscribed before me, this the 2nd day of August, 1915.

L. N. Buell,
Notary Public.

H. 1654. To repeal an act entitled an act to regulate the taxing of dogs in Madison county, Alabama, and for the protection of sheep, cattle, horses, swine and other live stock in said county, and to provide penalties for its violation.

With notice and proof thereto attached and herewith exhibited, as follows:

NOTICE.

Notice is hereby given that a bill will be introduced in the Legislature of Alabama, at its next regular session, to repeal an act approved August 9th, 1907 (Local Acts, 1907, page 918), regulating the taxing of dogs in Madison county, Alabama, and protecting sheep, cattle, horses, swine and other live stock in said county and providing penalties for its violation.

State of Alabama, }
Madison County. }

Before me, the undersigned authority in and for said county and State, personally appeared R. L. O'Neal, Jr., who, upon oath, says he is business manager of the Mercury Publishing Company, a corporation, and authorized as such to make this affidavit, that the said Mercury Publishing Company publishes the Mercury Banner, which is a daily and weekly publication in the city of Huntsville, Madison county, Alabama, and that affiant has personal knowledge of all the facts and truth of all the statements in this affidavit contained, and affiant further says on oath that the notice, a copy of which is hereto attached, was inserted, published and appeared in said Mercury Banner in said Madison county, Alabama, once a week for four consecutive weeks, namely, in the issue of January 15th, 1915, January 22nd, 1915, January 29th, 1915, and February 5th, 1915.

R. L. O'Neal, Jr.

Sworn to and subscribed before me, this the 12th day of July, 1915.

Alice Lanier,
Notary Public.

And sends same herewith to the Senate without engrossment.

W. F. Herbert,
Clerk.

HOUSE MESSAGES.

The House bills in the foregoing House message were severally read once and referred to appropriate standing committees, as follows:

H. 1352, 1654. To the Committee on Local Legislation.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bills:

H. 761. To require every person, partnership or corporation owning or operating a street car line in the State of Alabama to maintain on all street cars operated during certain months a protection of glass or other material sufficient to protect its employees from the inclemency of the weather.

Also,

H. 1142. To enable municipal corporations and street railroad companies to fix by contract the character of street pavement which the street railroad company may be required to lay or maintain, or which shall be laid by the city at the expense of the street railroad company.

And sends same herewith to the Senate without engrossment.

W. F. Herbert,
Clerk.

HOUSE MESSAGES.

The House bills in the foregoing House message were severally read once and referred to appropriate standing committees, as follows:

H. 761, 1142. To the Committee on Commerce and Common Carriers.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bills:

H. 948. To amend section 4280 of the Code of Alabama of 1907.

H. 950. To amend section 7345 of the Code of Alabama of 1907.

H. 951. To amend section 7346 of the Code of Alabama of 1907.

H. 1237. To amend sections 4263 of the Code of Alabama.

H. 1360. To require all boards of revenue and courts of county commissioners to make and publish a semi-annual statement of the cost of working convicts on the public roads in their counties.

H. 1445. To provide for the payment of costs of conviction in criminal cases by counties that work their convicts on the public roads or other public works of the county.

H. 1446. To provide for and regulate the payment of witness certificates when the same are registered claims against the fine and forfeiture funds of the several counties of the State.

H. 1662. To repeal an act, entitled an act to regulate the proceedings of justices of the peace and notaries public with powers of justices of the peace, in all criminal proceedings, approved August 2, 1915.

H. 1668. To amend section 4889 of the Code of 1907.

And sends same herewith to the Senate without engrossment.

W. F. Herbert,
Clerk.

HOUSE MESSAGES.

The House bills in the foregoing House message were severally read once and referred to appropriate standing committees, as follows:

H. 1668, 1445, 1662, 1446. To the Committee on Revision of Laws.

H. 1360, 1237, 951, 950, 948. To the Committee on Judiciary.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bill and ordered same sent forthwith to the Senate without engrossment:

H. 1468. To provide for the expense and the method of stamping out foot-and-mouth disease in animals should it appear in Alabama.

And sends same herewith to the Senate.

W. F. Herbert,
Clerk.

HOUSE MESSAGES.

The House bill in the foregoing House message was read once and referred to appropriate standing committee, as follows:

H. 1468. To the Committee on Finance and Taxation.

BILLS ON THIRD READING.

The bill:

H. 1634. To repeal section 13 of an act entitled an act to provide for the better working and maintaining of the public roads in Sumter county, approved February 26th, 1907.

Was taken up.

Mr. Bell offered the following amendment to said bill, to wit:

Amend by adding to the beginning of the caption the words: "A bill to be entitled."

Which was adopted.

Yeas, 24; nays, 0.

Yeas:

Messrs.:	Faulk	Jones	Lusk
Bell	Green	Judge	Milner
Bonner	Hartwell	Key	Pride
Cooper	Hill	Kline	Thach
Easterly	Hollis	Lee	Weathers
Ellis	Holmes	Lewis	Winkler
Elrod			—24.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 22; nays, 0.

Yeas:

Messrs.:	Faulk	Key	Price
Bonner	Green	Kline	Thach
Brown	Hartwell	Lee	Wallace
Cooper	Hill	Miller	Weathers
Easterly	Hollis	Milner	Winkler
Elrod	Jones	McCain.	—22.

Nays, 0.

The bill:

H. 1629. For the relief of the treasurer of the Confederate Soldiers Home of Alabama.

Was taken up.

Mr. Green offered the following amendment to said bill:

Amend H. 1629 by adding at the end of said bill the following:

"Section Provided, however, that the Governor, the attorney general, the State auditor, the State treasurer and the director of the department of archives and history shall be and constitute a commission whose duty it shall be to ascertain how much is due, and shall make an award in writing to the Governor as to the amount so due, and the said Governor shall, in writing, order the State auditor to draw his warrant upon the State treasurer for the amount ascertained to be due, and it shall be the duty of the State treasurer to pay said warrant out of any money in the treasury not otherwise appropriated."

Which was adopted.

Yeas, 23; nays, 0.

Yeas:

Messrs.:	Easterly	Jones	Price
Bell	Elrod	Key	Pride
Bonner	Faulk	Kline	Thach
Brown	Hartwell	Lewis	Wallace
Burns	Hill	Miller	Weathers
Cooper	Holmes	Milner	Winkler

—23.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 22; nays, 0.

Yeas:

Messrs.:	Cooper	Hartwell	Key
Bell	Easterly	Hill	Kline
Bonner	Elrod	Holmes	Lewis
Burns	Faulk	Jones	Miller

Milner	Pride	Wallace	Winkler
Price	Thach	Weathers	—22.

Nays, 0.

The bill:

H. 1637. To repeal an act to require persons whose claims against Sumter county have been allowed by the commissioners court thereof against the general fund of said county, to draw their warrants therefor in six months, approved February 19th, 1883.

Was read a third time at length and passed.

Yeas, 24; nays, 0.

Yeas:

Messrs.:	Faulk	Judge	Price
Bell	Green	Kline	Pride
Bonner	Hartwell	Lee	Thach
Burns	Hill	Lewis	Wallace
Cooper	Holmes	Lusk	Weathers
Easterly	Jones	Miller	Winkler
Elrod			—24.

Nays, 0.

The bill:

H. 1635. To authorize the commissioners court of Sumter county to issue a duplicate warrant on the county treasurer of said county, when an original warrant is lost or misplaced and cannot be found.

Was read a third time at length and passed.

Yeas, 18; nays, 0.

Yeas:

Messrs.:	Easterly	Hill	Lee
Bell	Elrod	Holmes	Lewis
Bonner	Faulk	Jones	Lusk
Burns	Green	Judge	Winkler
Cooper	Hartwell	Kline	—18.

Nays, 0.

The bill:

H. 1638. To authorize the court of county commissioners of Sumter county to pay, out of the general fund of the county, for publishing notice as provided by section 106 of the Constitution, of the proposed introduction in the Legislature of any local law, whenever the proposed law is for the common good of the county.

Was read a third time at length and passed.

Yeas, 21; nays, 0.

Yeas:

Messrs.:	Ellis	Judge	Price
Arrington	Faulk	Kline	Thach
Bonner	Green	Lewis	Wallace
Burns	Hartwell	Lusk	Weathers
Denson	Hill	Miller	Winkler
Easterly	Hollis		

—21.

Nays, 0.

The bill:

H. 1636. For the better construction, repairing, working and maintaining of the public roads and bridges in Sumter county.

Was read a third time at length and passed.

Yeas, 24; nays, 0.

Yeas:

Messrs.:	Green	Judge	Milner
Arrington	Hall	Key	Pride
Bonner	Hartwell	Kline	Thach
Brown	Hill	Lewis	Wallace
Cooper	Hollis	Lusk	Weathers
Easterly	Holmes	Miller	Winkler
Faulk			

—24.

Nays, 0.

The bill:

H. 1457. To provide that subscribers to newspapers, magazines and other printed periodicals shall not be liable to pay beyond the term of their subscriptions.

Was taken up.

Mr. Hall offered the following amendment to said bill:

Amend the bill by striking out the words "newspapers" where they occur in the caption and bill.

Which was adopted.

Yeas, 16; nays, 10.

Yeas:

Messrs.:	Green	Holmes	Lee	
Burns	Hall	Jones	Miller	
Cooper	Hartwell	Key	Price	
Denson	Hill	Kline	Thach	
Faulk				—16.

Nays:

Messrs.:	Elrod	Lusk	Wallace	
Bonner	Judge	Milner	Weathers	
Easterly	Lewis	Pride		—10.

Mr. Denson moved to indefinitely postpone bill and amendment.

Mr. Pride moved to table the motion made by Mr. Denson, which motion was lost.

And the motion made by Mr. Denson then prevailed.

And the further consideration of said bill and amendment was indefinitely postponed by the Senate.

The bill:

H. 1307. To provide for the election of a deputy circuit clerk in circuits composed of only one county and having more than three judges, where the circuit court is held at the county site and at some other place in the county and to define his powers and authority and to provide for his compensation.

Was taken up.

Mr. Judge offered the following amendment to said bill:

Amend title to read as follows: "A bill to be entitled an act to provide for the election of a deputy circuit clerk in counties having more than three circuit judges to perform the duties of circuit clerk at places of holding circuit court other than the county site and to provide for his compensation."

Which was adopted.

Yeas, 20; nays, 0.

Yeas:

Messrs.:	Faulk	Key	Price
Bell	Hartwell	Kline	Pride
Bonner	Hill	Lewis	Wallace
Denson	Holmes	Miller	Weathers
Easterly	Jones	Milner	Winkler
Elrod			—20.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 20; nays, 0.

Yeas:

Messrs.:	Elrod	Judge	McCain
Bell	Green	Key	Pride
Bonner	Hartwell	Kline	Thach
Brown	Hill	Lewis	Weathers
Cooper	Holmes	Miller	Winkler
Easterly			—20.

Nays, 0.

The bill:

H. 1348. To create a county highway commission for Walker county, Alabama, and to define the powers and duties thereof.

Was read a third time at length and passed.

Yeas, 22; nays, 0.

Yeas:

Messrs.:	Faulk	Key	Pride
Bell	Green	Kline	Thach
Bonner	Hartwell	Lewis	Wallace
Burns	Hill	Miller	Weathers
Easterly	Holmes	Milner	Winkler
Elrod	Jones	McCain	

—22.

Nays, 0.

The bill:

H. 1296. For the relief of Mrs. L. A. Woodson, widow of Landon A. Woodson, an ex-Confederate soldier, being a resident of Walker county, Alabama.

Was read a third time at length and passed.

Yeas, 22; nays, 0.

Yeas:

Messrs.:	Elrod	Holmes	Price
Bell	Faulk	Judge	Pride
Bonner	Green	Lee	Thach
Burns	Hall	Lewis	Wallace
Denson	Hartwell	Miller	Weathers
Easterly	Hill	McCain	Winkler

—22.

Nays, 0.

The bill:

H. 1605. To authorize and empower the board of revenue of Barbour county to appoint a clerk of said board, to prescribe his duties and fix his salary and repeal all conflicting laws.

Was read a third time at length and passed.

Yeas, 19; nays, 0.

Yeas:

Messrs.:	Elrod	Kline	McCain
Bell	Hartwell	Lee	Thach
Bonner	Higgins	Lewis	Wallace
Cooper	Holmes	Miller	Weathers
Easterly	Judge	Milner	Winkler

—19.

Nays, 0.

The bill:

H. 1622. To make the clerk of the circuit court of Colbert county, ex-officio clerk of the county court.

Was read a third time at length and passed.

Yeas, 21; nays, 0.

Yeas:

Messrs.:	Bonner	Easterly	Green
Bell	Burns	Elrod	Hartwell

Hill	Kline	Price	Wallace
Holmes	Lewis	Pride	Weathers
Judge	Miller	Thach	Winkler
Key	Milner		—21.

Nays, 0.

The bill:

H. 1591. To authorize county commissioners, or boards of revenue in counties in this State of one hundred and fifty thousand inhabitants, or more, according to last Federal census or any subsequent Federal census to elect physicians to attend the inmates of county poor houses and jails, and to fix their terms of office and compensation.

Was taken up.

Mr. Judge offered the following amendment to said bill:

Amend H. 1591 as follows: By striking out the words "or to attend the inmates and such other charitable institutions in said counties," where said words appear together in said bill.

Which was adopted.

Yeas, 21; nays, 0.

Yeas:			
Messrs.:	Green	Key	Price
Bell	Hartwell	Kline	Pride
Bonner	Hill	Lee	Thach
Burns	Holmes	Miller	Wallace
Easterly	Jones	Milner	Winkler
Faulk			—21.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 20; nays, 0.

Yeas:			
Messrs.:	Burns	Faulk	Hill
Bell	Easterly	Green	Holmes
Bonner	Elrod	Hartwell	Key

Kline	Milner	Pride	Wallace
Lewis	Price	Thach	Winkler
Miller			—20.

Nays, 0.

The bill:

H. 1655. For the relief of Black Belt Fair Association, a corporation, of Demopolis, Marengo county, Alabama.

Was taken up.

Mr. Miller offered the following amendment to said bill:

Amend H. 1655 by adding at the end of said bill the following:

"Section Provided, however, that the Governor, the attorney general, the State auditor, the State treasurer and the director of the department of archives and history shall be and constitute a commission whose duty it shall be to ascertain how much is due, and shall make an award in writing to the Governor as to the amount so due, and the said Governor shall, in writing, order the State auditor to draw his warrant upon the State treasurer for the amount ascertained to be due, and it shall be the duty of the State treasurer to pay said warrant out of any money in the treasury not otherwise appropriated."

Which was adopted.

Yeas, 22; nays, 0.

Yeas:

Messrs.:	Green	Judge	Milner
Bell	Hall	Kline	Pride
Bonner	Hartwell	Lee	Thach
Cooper	Hill	Lewis	Weathers
Easterly	Holmes	Lusk	Weathers
Elrod	Jones	Miller	—22.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 21; nays, 0.

Yeas :

Messrs. :	Elrod	Judge	Pride
Bell	Faulk	Kline	Thach
Bonner	Hall	Lewis	Wallace
Bulger	Hartwell	Lusk	Weathers
Denson	Hill	Milner	Winkler
Ellis	Holmes		

—21.

Nays, 0.

The bill:

H. 957. For the relief of J. E. Shackelford of Green Pond, Bibb county, Alabama, a Confederate veteran.

Was taken up.

Mr. Lusk offered the following amendment to said bill:

Amend H. 957 by adding at the end of said bill the following:

“Section Provided, however, that the Governor, the attorney general, the State auditor, the State treasurer and the director of the department of archives and history shall be and constitute a commission whose duty it shall be to ascertain how much is due, and shall make an award in writing to the Governor as to the amount so due, and the said Governor shall, in writing, order the State auditor to draw his warrant upon the State treasurer for the amount ascertained to be due, and it shall be the duty of the State treasurer to pay said warrant out of any money in the treasury not otherwise appropriated.”

Which was adopted.

Yeas, 22; nays, 0.

Yeas :

Messrs. :	Elrod	Key	Pride
Bell	Faulk	Kline	Thach
Bonner	Hartwell	Lewis	Wallace
Burns	Hill	Miller	Weathers
Cooper	Holmes	Milner	Winkler
Easterly	Judge	Price	

—22.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 25; nays, 0.

Yeas:

Messrs.:	Elrod	Judge	Milner
Bell	Faulk	Key	Pride
Bonner	Green	Kline	Thach
Bulger	Hartwell	Lewis	Wallace
Cooper	Hill	Lusk	Weathers
Easterly	Holmes	Miller	Winkler
Ellis	Jones		

—25.

Nays, 0.

The bill:

H. 680. For the relief of Thomas J. Hale, of Reform, Pickens county, Alabama, to pay him the sum of \$500, and the interest thereon from July 1st, 1910, due him by a contract made with him by the State board of education, employing him as principal of the Pickens county high school for the year 1909-10.

Was taken up.

Mr. Denson offered the following amendment to said bill:

Amend H. 680 by adding at the end of said bill the following:

"Section Provided, however, that the Governor, the attorney general, the State auditor, the State treasurer and the director of the department of archives and history shall be and constitute a commission whose duty it shall be to ascertain how much is due, and shall make an award in writing to the Governor as to the amount so due, and the said Governor shall, in writing, order the State auditor to draw his warrant upon the State treasurer for the amount ascertained to be due, and it shall be the duty of the State treasurer to pay said warrant out of any money in the treasury not otherwise appropriated."

Which was adopted.

Yeas, 21; nays, 0.

Yeas :			
Messrs. :	Elrod	Judge	Lusk
Bell	Faulk	Key	Milner
Bonner	Hall	Kline	Price
Cooper	Hartwell	Lee	Wallace
Denson	Hill	Lewis	Winkler
Easterly	Hollis		

—21.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 17; nays, 1.

Yeas :			
Messrs. :	Hartwell	Lewis	Thach
Bell	Hill	Lusk	Wallace
Burns	Holmes	Milner	Weathers
Easterly	Key	McCain	Winkler
Faulk	Kline		

—17.

Nay: Mr. Bonner.—1.

The bill:

H. 1507. To provide for the more efficient working, construction and repair of the public roads and bridges in Fayette county, Alabama; to provide for a county engineer, fix his compensation and define his duties; to provide for the appointment of road overseers in the several precincts in the county, and to fix their compensation and define their duties and powers; to authorize the purchase of necessary tools, teams, road machines and other implements; to provide for a commutation fee in lieu of working the roads; to provide for the levy of a special tax of one-fourth of one per centum for public roads and bridges; to provide funds, regulations and penalties to carry the provisions and purposes of this act into effect, and to prevent obstruction and damage to the public roads and bridges of said county.

Was read a third time at length and passed.

Yeas, 19; nays, 0.

Yeas:

Messrs.:	Easterly	Holmes	Milner
Bell	Elrod	Judge	McCain
Bonner	Green	Kline	Thach
Burns	Hartwell	Lewis	Wallace
Cooper	Hill	Miller	Weathers

—19.

Nays, 0.

The bill:

H. 1588. To create the office of county treasurer for Perry county, to provide for his election and the filling of vacancies, to prescribe his duties and compensation.

Was read a third time at length and passed.

Yeas, 22; nays, 0.

Yeas:

Messrs.:	Faulk	Key	Pride
Bell	Hall	Lewis	Thach
Bonner	Hartwell	Lusk	Wallace
Burns	Hill	Miller	Weathers
Denson	Holmes	Milner	Winkler
Easterly	Judge	Price	

—22.

Nays, 0.

The bill:

H. 968. To establish a dental college or department and a pharmaceutical college or department as branches or departments of the University of Alabama for instruction in dentistry and dental surgery and pharmacy, which dental and pharmaceutical colleges shall be located in the city of Birmingham, Alabama; and to require all appropriations heretofore and hereafter made for dental and pharmaceutical education to be expended in maintaining and conducting said dental and pharmaceutical colleges in said city of Birmingham.

Was read a third time at length and passed.

Yeas, 25; nays, 0.

Yeas:

Messrs.:	Bell	Bulger	Denson
Arrington	Brown	Cooper	Easterly

Faulk	Jones	Lewis	Thach
Hall	Judge	Lusk	Wallace
Hartwell	Key	Miller	Weathers
Hill	Kline	Pride	Winkler
Holmes	Lee		

—25.

Nays, 0.

The bill:

H. 1652. To require all police officers of the town of Headland, Henry county, Alabama, to execute bond, to be approved by the mayor of said town of Headland, in the sum of one thousand dollars, conditioned upon the faithful discharge of their duty, and to provide that said bond shall provide for damages resulting from unauthorized, or unlawful arrests, and to provide for a penalty for the violation of the provisions of this act.

Was read a third time at length and passed.

Yeas, 20; nays, 0.

Yeas:

Messrs.:	Elrod	Judge	Price
Bell	Green	Lee	Thach
Bonner	Hartwell	Lewis	Wallace
Burns	Hill	Lusk	Weathers
Easterly	Holmes	Miller	Winkler
Ellis			

—20.

Nays, 0.

The bill:

H. 880. To prevent the spread of tuberculosis by the creation of a tuberculosis commission, to provide for its organization and work, and to authorize the erection and maintenance of local hospitals under its supervision.

Was read a third time at length and passed.

Yeas, 21; nays, 3.

Yeas:

Messrs.:	Bulger	Denson	Green
Arrington	Burns	Easterly	Hill
Bonner	Cooper	Faulk	Holmes

Judge	Milner	Pride	Weathers
Kline	McCain	Wallace	Winkler
Lewis	Price		—21.

Nays:

Messrs.:	Brown	Lusk	Miller
			—3.

The bill:

S. 907. To further provide for clerical assistance in the executive office of the State board of health.

Was read a third time at length and passed and ordered sent forthwith to the House without engrossment.

Yeas, 15; nays, 4.

Yeas:

Messrs.:	Easterly	Holmes	Price
Arrington	Hall	Kline	Wallace
Bulger	Hartwell	Lewis	Weathers
Burns	Hill	McCain	Winkler
			—15.

Nays:

Messrs.:	Elrod	Faulk	Lusk
Brown			—4.

The bill:

H. 762. To prevent the working of State and county convicts in mines, lumber camps and all other private employment under lease or contract.

And the substitute offered by the committee was taken up.

By unanimous consent of the Senate, the Committee on Penitentiary, Prison and Prison Punishment withdrew the substitute reported by it, and Mr. Bonner offered a substitute to said bill.

Mr. Milner moved to indefinitely postpone the substitute and bill, which motion prevailed, and said bill and the substitute offered by Mr. Bonner were indefinitely postponed by the Senate.

Yeas, 20; nays, 11.

Yeas:

Messrs.:	Bulger	Cooper	Elrod
Arrington	Burns	Easterly	Faulk

Green	Hollis	McCain	Wallace
Hall	Lee	Price	Weathers
Hartwell	Milner	Thach	Winkler
Hill			—20.

Nays:			
Messrs.:	Denson	Judge	Lewis
Bell	Holmes	Key	Lusk
Bonner	Jones	Kline	Pride
			—11.

PAIR ANNOUNCED.

Mr. Miller announced that he and Mr. Ellis were paired on this vote; that if Mr. Ellis were here he would vote "Yea," and he, Mr. Miller, would vote "Nay."

NOTICE.

Mr. Judge gave to the Senate the following notice:
 "Notice is hereby given that on the next legislative day I will move to take from the adverse calendar H. 300.

Thos. J. Judge."

ADJOURNMENT.

At 11:30 P. M., on motion of Mr. Miller and pursuant to S. J. R. 176, the Senate adjourned until Monday, September 20th, 1915, at 9 o'clock A. M.

FORTY-EIGHTH DAY.

Monday, September 20, 1915

The Senate met pursuant to adjournment, Lieutenant Governor Kilby presiding.

PRAYER.

By Rev. Mr. Pippen, of Eutaw.

ROLL CALL.

Present.

Messrs. :	Easterly	Hollis	Miller
Arrington	Ellis	Holmes	Milner
Bell	Elrod	Jones	McCain
Bonner	Faulk	Judge	Price
Brown	Green	Key	Pride
Bulger	Hall	Kline	Thach
Burns	Hartwell	Lee	Wallace
Cooper	Higgins	Lewis	Weathers
Denson	Hill	Lusk	Winkler

—35.

JOURNAL.

On motion of Mr. Kline, the reading of the Journal of yesterday was dispensed with and the same same was approved by the Senate.

REPORTS OF COMMITTEES.

Mr. Lusk, Chairman of the Standing Committee on Judiciary, reported that said committee, in session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to-wit.

By Mr. Chamberlain (with amendment):

H. 225. To amend section 1322 of the Code of Alabama.

By Mr. Brown of Etowah (by request):

H. 1195. To provide for the settlement and registration of land titles in Etowah county, Alabama, prescribe

the courts where this may be done, the method of procedure therein, the effect of decrees and judgments relating thereto, the method of registration and transfer of lands after the registration of titles thereto, the appointment of examiners of title, their term of office, duties and compensation, the ascertainment of the amount of incumbrances on lands in such suits, the method of service of notice of such proceedings on all persons interested, and the effect of such service.

By Mr. Welch, (By request.)

H. 1624. To provide relief for solicitors of courts of record, other than circuit solicitors, who have been prevented from performing the duties of their offices through illness or physical infirmities; to authorize and empower the boards of county commissioners or county boards of revenue to pay such salaries where the same have not heretofore been paid.

Mr. Milner, Chairman of the Standing Committee on Revision of Laws, reported that said committee, in session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to-wit:

By Mr. Fite of Tuscaloosa.

H. 1220. To provide for and regulate the examination, licensing, and admission to the bar of attorneys at law, the practice of such attorneys and their authority, duties, and liabilities, and the suspension or removal of such attorneys, and the proceedings for such suspension or removal and the costs on such proceedings, and to prescribe and provide for the oath to be taken by such attorneys, and to provide for the punishment of violations of this act, and of those who practice law without a license.

By Mr. Griffin.

H. 917. To amend section 7802 of the Code of Alabama, of 1907.

By Mr. Fite of Tuscaloosa. (With amendment.)

H. 1295. To provide for the execution and acknowledgment before a judge of a court of record, of releases, receipts, compromises, and settlements in personal in-

jury cases and actions for death of decedent if executed within thirty days from the happening of the injury, and providing that the same shall be voidable unless executed and acknowledged according to the provisions of this act, and providing a penalty for the violation of this act.

By Mr. Hubbard.

H. 1445. To provide for the payment of costs of conviction in criminal cases, by counties that work their convicts on the public roads, or other public works of the county.

By Mr. Hubbard.

H. 1446. To provide for, and regulate the payment of witness certificates when the same are registered claims against the fine and forfeiture funds of the several counties of this State.

By Mr. Scott.

H. 1559. To authorize and empower the governor to let by contract or lease the right to dredge for or remove from the beds of the navigable rivers of the State, any shale, shells, stone, gravel, sand or other material upon such terms and upon such rent or royalty as may be agreed upon and provide for the payment of rent or royalties into the State treasury.

Mr. Wallace, chairman of the Standing Committee, on Local Legislation, reported that said committee, in session, had acted on the following bill and ordered same returned to the Senate with a favorable report, and it was read a second time and placed on the calendar, to-wit:

By Mr. Fite of Tuscaloosa.

H. 1683. To establish a board of revenue for Tuscaloosa county, Alabama, to prescribe its powers and duties, to fix the compensation of its members, to provide for the election of its members, and fix their terms of office, to provide for a clerk and engineer, and to abolish the court of county commissioners, the board of public works and the jury commission of said county.

Mr. Pride, chairman of the Standing Committee on Penitentiary, Prison and Prison Punishment, reported

that said committee, in session, had acted on the following bill and ordered same returned to the Senate with a favorable report, and it was read a second time and placed on the calendar, to-wit:

By Mr. Rogers of Sumter. (With amendment.)

H. 1589. To provide for the employment of State convicts in mining coal on the coal lands of the University of Alabama.

Mr. Easterley, chairman of the Standing Committee on Public Health, reported that said committee, in session, had acted on the following bill and ordered same returned to the Senate with a favorable report, and it was read a second time and placed on the calendar, to-wit:

By Mr. Smith of Crenshaw.

H. 1333. To amend sections 1, 5, 7, 12, 13, 16, 18, of an act approved August 26, 1909, entitled an act to regulate the sale, giving away or other disposition of drugs, medicines or poisons in this State, and to provide for the creation of a board of pharmacy for service in connection with such sale, giving away or other disposition.

ADVERSE REPORTS.

Mr. Lusk, chairman of the Standing Committee on Judiciary, reported that said committee, in session, had acted on the following bills and ordered same returned to the Senate with an adverse report,

By Mr. Chamberlain.

H. 219. To amend section 1328 of the Code of Alabama.

By Mr. Judge.

S. 396. To amend sections 900 and 901 of the Code of Alabama.

By Mr. Denson. (By request.)

S. 873. To prescribe, fix and regulate contracts of sale for future delivery of stocks, bonds and other commodities, and to make the contract of sale of cotton for future delivery conform with the acts of Congress approved August 18th, 1914, and known as the "United States Cotton Future Act" (including such amendments as may here-

after be made to said act of Congress), and for the punishment of a violation thereof."

By Mr. Stewart.

H. 948. To amend section 4280 of the Code of Alabama, of 1907.

By Mr. Stewart.

H. 950. To amend section 7345 of the Code of Alabama, of 1907.

By Mr. Stewart.

H. 951. To amend section 7346 of the Code of Alabama, of 1907.

By Mr. Welch.

H. 1237. To amend sections 4263 and 4265 of the Code of Alabama.

By Mr. Copeland.

H. 1360. To require all boards of revenue of county commissioners to make and publish a semi annual statement of the cost of working convicts on the public roads in their counties.

By Mr. Green.

H. 1619. To fix the compensation of certain stenographers now appointed or employed in the executive offices of the State

By Mr. Rogers of Choctaw.

H. 1646. To provide for and regulate the payment of fees of witnesses before grand juries and the fees of witnesses for the State in criminal cases in the circuit and county courts of this State, or other courts of like jurisdiction.

Mr. Milner, chairman of the Standing Committee on Revision of Laws, reported that said committee, in session, had acted on the following bills and ordered same returned to the Senate with an adverse report.

By Mr. Lusk.

S. 37. To repeal chapter 25 of the Code of Alabama—sections 827 to 837 inclusive.

By Mr. Judge.

S. 53. To amend section 6148 of the Code of Alabama of 1907.

By Mr. Arrington.

S. 101. To simplify pleadings in courts of law in the State of Alabama.

By Mr. Blackwell.

H. 116. To amend section 1219 of the Code of Alabama.

By Mr. Kline.

S. 148. To amend an act approved April 21, 1911, amending section 3164 of the Code of Alabama of 1907. (To provide for final decrees in vacation on decrees pro confesso.)

By Mr. Brown.

S. 206. To amend section 6566 of the Code of Alabama, 1907.

By Mr. Hartwell. (By request.)

S. 189. To amend sections 6901, 6902, 6904 of the Code of 1907, relative to the catching of fish with nets and seines in the waters of Alabama.

By Mr. Horton.

S. 237. To amend an act entitled an act to amend section 3164 of the Code of Alabama of 1907, approved April 21, 1911.

By Mr. Arrington.

S. 244. To amend section 3783 of the Code of Alabama of 1907.

By Mr. Green.

S. 272. To amend section 4165 of the Code of Alabama of 1907.

By Mr. Winkler. (By request.)

S. 281. To amend section 3317 of the Code of Alabama of 1907.

By Mr. Easterley. (By request.)

S. 359. To amend sections 706 and 707 of the Code of Alabama of 1907.

By Mr. Green.

S. 581. To amend section 5 of an act entitled, "An Act for the regulation and control of Fraternal Benefit Societies," approved April 24, 1911.

By Mr. Green.

S. 582. To amend section 13 of an act entitled, "An Act for the regulation and control of Fraternal Benefit Societies," approved April 24, 1911.

By Mr. Thach

S. 585. To amend section 7488 of the Code of Alabama of 1907.

By Mr. Milner.

S. 657. To prevent the working of State and county convicts in mines, turpentine camps, lumber camps, and all other private employment under lease or contract. By Mr. Judge. (By request.)

S. 695. To amend section three thousand eleven (3011) of the Code of Alabama.

of the Code of Alabama.
By Mr. Lewis.

S. 802. To repeal section 6150 of the Code of Alabama of 1907. (Relates to water power.)

By Mr. Pride. (By request.)

S. 865. To amend sections 702, 703, sub-divisions (a), (e), (h) and (j) of section 710, 713, 716 and 723, of the Code, of article 1, chapter 22 of the Code. Health Laws and Regulations.

By Mr. Grayson of Mobile.

H. 1005. To amend section 7329 of the Code of Alabama.

By Mr. Davis.

H. 1463. To amend section 5746 of the Code of Alabama of 1907.

By Mr. Knight.

H. 1662. To repeal an act, entitled, 'An act to regulate the proceedings of justices of the peace, and notaries public, with powers of justices of the peace, in all criminal proceedings,' approved August 2, 1915.

By Mr. Hubbard.

H. 1668. To amend section 4889 of the Code of Alabama.

Mr. Easterly, chairman of the Standing Committee on Public Health, reported that said committee, in session, had acted on the following bill and ordered same returned to the Senate with an adverse report.

By Mr. Laverty.

H. 1022. To define and regulate the practice of Optometry in the State of Alabama, and to punish violators thereof, to provide for a State board of examination and registration and to prescribe their duties.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has amended as therein shown and as amended has passed the following Senate bill:

S. B. 692. To aid and encourage technical and industrial education and training in the State of Alabama, by providing buildings, equipment and maintenance for the Alabama School of Trades and Industry.

And returns same herewith to the Senate,
W. F. Herbert, Clerk.

HOUSE MESSAGE.

On motion of Mr. Lee, the Senate concurred in the following amendment by the House to Senate bill No. 692, the title of which is set out in the foregoing message from the House, to-wit:

Amendment by committee on appropriations.

Amend the following bill by adding a new section as follows:

Section 5. The appropriations herein made shall be in lieu of the annual appropriation of five thousand dollars, heretofore conditionally appropriated for the support of said school by act of the Legislature of 1911.

Yeas, 25; nays, 0.

Yeas:

Messrs.:	Ellis	Key	McCain
Bell	Green	Kline	Price
Bonner	Hall	Lee	Thach
Brown	Hartwell	Lewis	Wallace
Bulger	Higgins	Lusk	Weathers
Cooper	Jones	Miller	Winkler
Denson	Judge		

—25.

REPORT FROM COMMITTEE ON ENROLLED BILLS.

Mr. President:

Your Standing Committee on Enrolled Bills, beg leave to report, that said committee in session, have compared the following enrolled bills, with the engrossed and original bills, respectively, and find same correctly enrolled, to-wit:

S. 308. To propose and submit to the qualified electors of the State of Alabama at an election to be held on the first Monday after the expiration of three months from and after the final adjournment of the present session of the Legislature at which this amendment is proposed, an amendment to the Constitution of Alabama whereby the city of Birmingham may levy and collect a rate of taxation on the property situated therein not exceeding in the total in any one year one and one-half per centum of the value of such property assessed as provided by the Constitution and the statutes now or hereafter enacted pursuant to the Constitution, but provided that the total rate of taxation levied by said city shall not in any one year exceed one per centum per annum, unless the rate in excess thereof shall have been submitted to and authorized by ballot by the qualified electors of said city at elections to be held from time to time for such purpose, and to provide for such elections.

S. 486. To amend section 1678 of the Code of Alabama of 1907, as amended by act approved April 18th, 1911.

S. 886. To regulate the registration of conditional sales in Tallapoosa county.

S. 766. To provide for a better system of public roads for the county of DeKalb in this State.

S. 171. To amend article 31, chapter 41, of the Code of Alabama, 1907. (Relates to appropriations for the erection, repair and equipment of rural school houses in this State.

S. 444. To create a State harbor commission to be known as the "State harbor commission," define its jurisdiction, powers and duties and prescribe the mode of procedure and penalties for violation of this act and to repeal all laws in conflict therewith.

C. H. Miller,
Chairman.

SIGNING OF BILLS.

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two thirds vote of a quorum of the Senate present, and immediately after their titles had

been publicly read at length by the secretary of the Senate, signed the following bills:

S. 308. To propose and submit to the qualified electors of the State of Alabama, at an election to be held on the first Monday after the expiration of three months from and after the final adjournment of the present session of the Legislature at which this amendment is proposed, an amendment to the Constitution of Alabama, whereby the city of Birmingham may levy and collect a rate of taxation on the property situated therein not exceeding in the total in any one year one and one half per centum of the value of such property assessed as provided by the Constitution and the statutes now or hereafter enacted pursuant to the Constitution, but provided that the total rate of taxation levied by said city shall not in any one year exceed one per centum, unless the rate is in excess thereof shall have been submitted to, and authorized by ballot by the qualified electors of said city at elections to be held from time to time for such purposes and to provide for such elections.

S. 486. To amend section 1678 of the Code of Alabama of 1907, as amended by act approved April 18th, 1911.

S. 886. To regulate the registration of conditional sales in Tallapoosa county.

S. 766. To provide for a better system of public roads for the county of DeKalb in this State.

S. 171. To amend article 31, chapter 41 of the Code of Alabama, 1907. (Relates to appropriations for the erection, repair and equipment of rural school houses in this State.

S. 444. To create a State harbor commission to be known as the "State harbor commission," define its jurisdiction, powers and duties and prescribe the mode of procedure and penalties for violation of this act and to repeal all laws in conflict therewith.

BILLS TAKEN FROM ADVERSE CALENDAR.

Pursuant to notice heretofore given, Mr. Green moved to take from the adverse calendar:

H. 539. To adopt standard classifications and legal grades for cotton in this State; to create a commission for carrying the same into effect; to provide for the appointment of such commission; to provide for classes of cotton under this act, and to provide a punishment for the violation thereof.

Read the same a second time, and place on the regular calendar for a third reading on to-morrow.

Mr. Lusk moved to table the motion made by Mr. Green, which motion was lost.

Yeas, 12; nays, 15.

Yeas:

Ellis	Bulger	Hall	Miller
Messrs.:	Cooper	Key	McCain
Bell	Elrod	Lusk	Weathers
Bonner	Ellis		

—12.

Nays:

Messrs.:	Green	Judge	Price
Arrington	Hartwell	Kline	Thach
Brown	Higgins	Lee	Wallace
Burns	Jones	Lewis	Winkler

—15.

Mr. Lusk moved to indefinitely postpone the motion made by Mr. Green, and Mr. Kline moved to lay the motion made by Mr. Lusk indefinitely to postpone, on the table, which motion prevailed.

Yeas, 15; nays, 10.

Yeas:

Messrs.:	Green	Judge	Price
Arrington	Hartwell	Key	Thach
Bulger	Higgins	Kline	Weathers
Burns	Jones	Lewis	Winkler

—15.

Nays:

Messrs.:	Cooper	Hall	McCain
Bell	Ellis	Lusk	Weathers
Bonner	Elrod	Miller	

—10.

Mr. Lusk moved that the consideration of Mr. Green's motion be postponed until 8:15 P. M. tonight.

Mr. Green moved to table the motion made by Mr. Lusk, which prevailed, and the motion made by Mr. Lusk was laid upon the table.

Yeas, 16; nays, 9.

Yeas:

Messrs.:	Green	Judge	Price
Arrington	Hartwell	Key	Thach
Bulger	Higgins	Kline	Wallace
Burns	Jones	Lewis	Winkler
Cooper			—16.

Nays:

Messrs.:	Brown	Hall	Miller
Bell	Ellis	Lusk	Weathers
Bonner	Elrod		—9.

Mr. Green's motion to take from the adverse calendar H. 539, the title to which is above set out, give the same a second reading, and place on the regular calendar, then prevailed, and said bill was taken from the adverse calendar, read a second time, and placed on the regular calendar for a third reading on to-morrow.

Yeas, 14; nays, 10.

Yeas:

Messrs.:	Green	Judge	Thach
Arrington	Hartwell	Kline	Wallace
Bulger	Higgins	Lewis	Winkler
Burns	Jones	Price	—14.

Nays:

Messrs.:	Brown	Hall	Miller
Bell	Cooper	Key	Weathers
Bonner	Elrod	Lusk	—10.

In pursuance of said notice, Mr. Green moved to take from the adverse calendar:

H. 540. To systematize and regulate the handling of cotton in the State of Alabama; to provide for bonded warehouses, and the warehousing of cotton and to provide a penalty for a violation of its provisions.

Give the same a second reading and place on the regular calendar for a third reading on to-morrow, which motion prevailed, and said bill was taken from the adverse calendar, read a second time, and placed on the calendar for a third reading on to-morrow.

Yeas, 15; nays, 11.

Yeas:

Messrs.:	Green	Judge	Price
Arrington	Hartwell	Kline	Thach
Bulger	Higgins	Lewis	Wallace
Burns	Jones	McCain	Winkler

—15.

Nays:

Messrs.:	Brown	Elrod	Lusk
Bell	Cooper	Hall	Miller
Bonner	Ellis	Key	Weathers

—11.

Pursuant to said notice, Mr. Green moved to take from the adverse calendar:

H. 541. To provide for the co-operation of the cotton growers of this State in the holding of cotton.

Give the same a second reading and place on the regular calendar for a third reading on to-morrow, which motion prevailed, and said bill was taken from the adverse calendar, read a second time, and placed on the calendar for a third reading on to-morrow.

RESOLUTIONS.

Mr. Judge offered the following joint resolution:

S. J. R. 178. Resolved by the Senate, the House concurring, that the House be requested to return to the Senate H. 1591.

Which was, under a suspension of the rules, adopted.

NOTICES.

Mr. Jones gave to the Senate the following notice:

"I hereby give notice that on to-morrow I will move to take from the adverse calendar H. 1241, give the same a second reading and place on the regular calendar for a third reading."

Mr. Hartwell gave to the Senate the following notice:

"I hereby give notice that on the next legislative day I shall move to take from the adverse calendar H 980, give the same a second reading, and place on the regular calendar for a third reading."

Mr. Lusk moved that the Senate only consider Senate bills until 6 o'clock P. M., which motion prevailed.

BLILLS ON THIRD READING.

The bill:

S. 889. To create and provide for a lien in favor of launderers, cleaners and dyers and provide for the enforcement thereof.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment.

Yeas, 16; nays, 2.

Yeas:

Messrs.:	Ellis	Key	McCain
Bonner	Hartwell	Kline	Price
Bulger	Higgins	Lewis	Thach
Burns	Judge	Milner	Wallace
Cooper			

—16.

Nays: Messrs. Elrod and Lusk.—2.

The bill:

S. 906. To further provide against the introduction of bubonic plague into the State through the port of Mobile or through any other avenue; to aid in the eradication of the disease in the event of its introduction, and to make the necessary appropriation for carrying out the provisions of this act.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment.

Yeas, 13; nays, 8.

Yeas:

Messrs.:	Denson	Key	Price
Arrington	Green	Kline	Wallace
Bulger	Hartwell	Lewis	Winkler
Burns	Higgins		

—13.

Nays:

Messrs.:	Elrod	Miller	McCain	
Bell	Lusk	Milner	Weathers	
Bonner				—8.

The bill:

S. 223. To amend section 7467 of the Code of 1907.
Was taken up.

The Committee on Revision of Laws offered the following amendment to said bill, to wit:

Amend the bill by striking out the words "notaries public" wherever they appear therein.

Which was adopted.

Yeas, 17; nays, 2.

Yeas:

Messrs.:	Green	Kline	Price	
Arrington	Hartwell	Lusk	Pride	
Bulger	Higgins	Miller	Weathers	
Denson	Judge	McCain	Winkler	
Elrod	Key			—17.

Nays: Messrs Bonner and Lewis.—2.

And said bill was read a third time at length and passed and ordered sent forthwith to the House without engrossment.

Yeas, 15; nays, 4.

Yeas:

Messrs.:	Denson	Lewis	Thach	
Bonner	Green	Lusk	Wallace	
Bulger	Hartwell	Miller	Weathers	
Burns	Judge	Pride	Winkler	
				—15.

Nays:

Messrs.:	Elrod	Higgins	Kline	
Brown				—4.

The bill:

S. 465. To limit the price to be paid for printing by this State, and to amend section sixteen hundred and fifty-one of the Code of nineteen hundred and seven.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment.

Yeas, 18; nays, 0.

Yeas:

Messrs.:	Cooper	Kline	Thach
Arrington	Denson	Lusk	Wallace
Bell	Faulk	Miller	Weathers
Bonner	Higgins	Milner	Winkler
Burns	Key		

—18.

Nays, 0.

The bill:

S. 514. To amend section 4626, Civil Code 1907.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment.

Yeas, 18; nays, 0.

Yeas:

Messrs.:	Hartwell	Lusk	Thach
Arrington	Higgins	Miller	Wallace
Bonner	Judge	Milner	Weathers
Brown	Key	Price	Winkler
Elrod	Lee	Pride	

—18.

Nays, 0.

The bill:

S. 689. To further regulate the stock law districts, and the application of said laws to parts of precincts added to stock law districts, or added to non-stock law districts.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment.

Yeas, 20; nays, 2.

Yeas:

Messrs.:	Green	Key	Pride
Arrington	Hall	Kline	Thach
Bonner	Hartwell	Lewis	Wallace
Bulger	Higgins	Lusk	Weathers
Burns	Judge	Miller	Winkler
Cooper			

—20.

Nays: Messrs. Elrod and Milner.—2.

The bill:

S. 600. To require railroads in this State to cause the doors and windows of passenger coaches to be screened.

The Committee on Commerce and Common Carriers offered the following substitute to said bill, to wit:

A Bill to be Entitled
AN ACT

To require all persons, firms or corporations operating passenger cars in this State, to cause the doors and windows of such cars to be screened, under regulations to be adopted by the railroad commission of Alabama.

Be it enacted by the Legislature of Alabama:

1. That all persons, firms or corporations operating passenger cars in the State of Alabama, are required to screen with wire gauze, all of the doors and windows of such passenger cars in order to better conserve the health and comfort of passengers thereon, such screens to be installed under such regulations as may be adopted by the railroad commission of Alabama, not later than sixty days after the adoption of such order.

2. That any railroad violating the provisions of this act shall be guilty of a misdemeanor, and on conviction shall be fined not more than five hundred dollars.

Which was adopted.

Yeas, 18; nays, 0.

Yeas:

Messrs.:	Higgins	Lusk	Thach
Bonner	Judge	Miller	Wallace
Brown	Key	Milner	Weathers
Cooper	Kline	Price	Winkler
Hartwell	Lewis	Pride	—18.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed, and ordered sent forthwith to the House without engrossment.

Yeas, 19; nays, 0.

Yeas:

Messrs.:	Elrod	Kline	Pride
Bonner	Hartwell	Lewis	Thach
Brown	Higgins	Lusk	Wallace
Bulger	Judge	Miller	Weathers
Cooper	Key	Milner	Winkler

—19.

Nays, 0.

The bill:

S. 647. To authorize and require the jury trying felonies to fix the punishment in their verdict.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment.

Yeas, 15; nays, 3.

Yeas:

Messrs.:	Green	Lewis	Pride
Bonner	Hall	Lusk	Thach
Cooper	Higgins	Miller	Weathers
Elrod	Key	Milner	Winkler

—15.

Nays:

Messrs.:	Arrington	Lee	Wallace
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—3.

The bill:

S. 792. To amend section 3 of an act entitled an act regulating administrations of estates in the chancery courts and courts of like jurisdiction in this State, approved on the 21st day of April, 1911.

Was taken up.

The Committee on Revision of Laws offered the following amendment to said bill, to wit:

Amend the bill by striking out the words "or any other party in interest," in both places where they appear therein.

Which was adopted.

Yeas, 20; nays, 0.

Yeas:

Messrs.:	Brown	Elrod	Judge
Arrington	Bulger	Higgins	Key
Bonner	Cooper	Hollis	Lee

Lusk	Price	Thach	Weathers
Miller	Pride	Wallace	Winkler
Milner			—20.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed, and ordered sent forthwith to the House without engrossment.

Yeas, 19; nays, 0.

Yeas:

Messrs.:	Cooper	Judge	Milner
Arrington	Elrod	Key	Pride
Bonner	Green	Kline	Thach
Brown	Higgins	Lusk	Weathers
Bulger	Hollis	Miller	Winkler
			—19.

Nays, 0.

The bill:

S. 413. To repeal "an act to establish and maintain a State sanatorium for consumption and tuberculosis, and to provide for disseminating information upon the nature, treatment and cure of tubercular diseases, and to make provisions therefor," which act was approved on August 14th, 1907; and to provide for sale of property which may have been purchased or acquired by the State of Alabama under the provisions of said act, and to dispose of the proceeds thereof, and to provide for the payment to the State treasurer of all monies in the hands of the board of trustees named in said act; and to provide punishments.

Was taken up.

The Committee on Public Health offered the following amendment to said bill, to wit:

Amend the caption of the bill by adding the following: "And to repeal sections 771, 772, 773, 774, 775, 776, 777, 778, 779, 780, 781, 782, 783, 784, 785, 786, 787, 788, 789, 790, 791, and 792 of the Code of Alabama of 1907."

Amend the bill by adding section 51½:

"Sec. 51½. That sections 771, 772, 773, 774, 775, 776, 777, 778, 779, 780, 781, 782, 783, 784, 785, 786, 787, 788,

789, 790, 791, and 792 of the Code of Alabama be and the same are hereby repealed."

Which was adopted.

Yeas, 19; nays, 2.

Yeas:

Messrs.:	Cooper	Kline	Pride
Arrington	Denson	Lee	Thach
Bonner	Hartwell	Lewis	Wallace
Brown	Judge	Lusk	Weathers
Bulger	Key	Miller	Winkler

—19.

Nays: Messrs. Elrod and Higgins.—2.

And said bill, as thus amended, was read a third time at length and passed, and ordered sent forthwith to the House without engrossment.

Yeas, 18; nays, 3.

Yeas:

Messrs.:	Cooper	Key	Pride
Arrington	Denson	Kline	Wallace
Bonner	Hall	Lewis	Weathers
Brown	Hartwell	Lusk	Winkler
Bulger	Judge	Miller	

—18.

Nays:

Messrs.:	Elrod	Higgins	Lee
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—3.

MESSAGE FROM THE HOUSE.

Mr. President:

The Speaker of the House having signed the following House bills, your signature thereto is requested:

H. 142. To make uniform the law of warehouse receipts, to define warehouse receipts, and to provide a uniform law for the issuing, assignment or transfer of such receipts and to fix the rights and liabilities of all parties to, or connected with, the issue, assignment, transfer or negotiation of such receipts, and to regulate the same.

H. 869. To provide for the appointment of a uniform accounts and records commission for the State of Ala-

bama, to prescribe its powers and duties, and to make an appropriation for carrying on its work and activities.

H. 880. To prevent the spread of tuberculosis by the creation of a tuberculosis commission, to provide for its organization and work, and to authorize the erection and maintenance of local hospitals under its supervision.

H. 968. To establish a dental college or department and a pharmaceutical college or department as branches or departments of the University of Alabama for instruction in dentistry and dental surgery and pharmacy, which dental and pharmaceutical colleges shall be located in the city of Birmingham, Alabama; and to require all appropriations heretofore and hereafter made for dental and pharmaceutical education to be expended in maintaining and conducting said dental and pharmaceutical colleges in said city of Birmingham.

H. 1268. To provide for the better building, maintenance and protection of the public roads and bridges of Lee county; to provide funds, regulations and penalties to carry the provisions and purposes of this act into effect; to provide for the appointment of a county engineer and for the examination of applicants for such position.

H. 1283. To provide pensions for soldiers and sailors in the service of the State of Alabama, and to their widows, and for soldiers and sailors in the army or navy of the Confederate States of America, and to their widows, and for the regulation of the payment thereof.

H. 1296. For the relief of Mrs. L. A. Woodson, widow of Landon A. Woodson, an ex-Confederate soldier, being a resident of Walker county, Alabama.

H. 1348. To create a county highway commission for Walker county, Alabama, and to define the powers and duties thereof.

H. 1054. To amend sections 702, 703, subdivisions (a), (e), (h), and (j) of sections 710; 713, 716 and 723 of the Code, of article 1, chapter 22 of the Code. Health laws and regulations.

H. 1371. To provide for the construction, repairing, working and maintaining of the public roads and bridges of Wilcox county, Alabama; to provide revenue

for the same; to define the powers and duties of the county commissioners with reference to same; to provide for the purchase of mules and equipment for same; to provide for the appointment of a supervisor and of overseers; defining their duties, prescribe rules, regulations and penalties in order to carry into effect the provisions and purposes of this act.

H. 1408. To amend section 43 of the Code of Alabama, 1907. (Relates to securing samples of fertilizers.)

H. 1413. To amend section 7564 of the Criminal Code of Alabama.

H. 1588. To create the office of county treasurer for Perry county, to provide for his election and the filling of vacancies, to prescribe his duties and compensation.

H. 1507. To provide for the more efficient working, construction and repair of the public roads and bridges in Fayette county, Alabama; to provide for a county engineer, fix his compensation and define his duties; to provide for the appointment of road overseers in the several precincts in the county, and to fix their compensation and define their duties and powers; to authorize the purchase of necessary tools, teams, road machines and other implements; to provide for a commutation fee in lieu of working the roads; to provide for the levy of a special tax of one-fourth of one percentum for public roads and bridges; to provide funds, regulations and penalties to carry the provisions and purposes of this act into effect, and to prevent obstruction and damage to the public roads and bridges of said county.

H. 1593. To create and establish an inferior court for Dallas county, Alabama, in lieu of all justices of the peace in precinct No. 36 in said county, with the same jurisdiction and powers as are now vested in justices of the peace in said precinct, and with concurrent civil jurisdiction with all other justices of the peace, in said county, and with jurisdiction concurrent with the circuit court of said county, of all misdemeanors, except violations of the prohibition laws, violations of the laws against carrying concealed weapons and violations of the laws against carrying a pistol; and prescribing the powers and jurisdiction of said court, and the powers

and duties of the officers thereof, and providing for the selection, qualification, terms of office and compensation of the officers thereof, and abolishing the office of justice of the peace and constable in said precinct No. 36, and providing for the transfer to said court from the justice of the peace courts in precinct No. 36 of causes within the jurisdiction of such inferior court when established.

H. 1605. To authorize and empower the board of revenue of Barbour county to appoint a clerk of said board, to prescribe his duties and fix his salary and repeal all conflicting laws.

H. 1622. To make the clerk of the circuit court of Colbert county, ex-officio clerk of the county court.

H. 1635. To authorize the commissioners court of Sumter county to issue a duplicate warrant on the county treasurer of said county, when an original warrant is lost or misplaced and cannot be found.

H. 1636. For the better construction, repairing, working and maintaining of the public roads and bridges in Sumter county.

H. 1637. To repeal an act to require persons whose claims against Sumter county have been allowed by the commissioners court thereof against the general fund of said county, to draw their warrants therefor in six months, approved February 19th, 1883.

H. 1638. To authorize the court of county commissioners of Sumter county to pay, out of the general fund of the county, for publishing notice as provided by section 106 of the Constitution, of the proposed introduction in the Legislature of any local law, whenever the proposed law is for the common good of the county.

H. 1652. To require all police officers of the town of Headland, Henry county, Alabama, to execute bond, to be approved by the mayor of said town of Headland, in the sum of one thousand dollars, conditioned upon the faithful discharge of their duty, and to provide that said bond shall provide for damages resulting from unauthorized, or unlawful arrests, and to provide a penalty for the violation of the provisions of this act.

W. F. Herbert,
Clerk.

SIGNING OF BILLS.

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the secretary of the Senate, signed the following bills:

H. 142. To make uniform the law of warehouse receipts, to define warehouse receipts, and to provide a uniform law for the issuing, assignment or transfer of such receipts and to fix the rights and liabilities of all parties to, or connected with, the issue, assignment, transfer or negotiation of such receipts, and to regulate the same.

H. 869. To provide for the appointment of a uniform accounts and records commission for the State of Alabama, to prescribe its powers and duties, and to make an appropriation for carrying on its work and activities.

H. 880. To prevent the spread of tuberculosis by the creation of a tuberculosis commission, to provide for its organization and work, and to authorize the erection and maintenance of local hospitals under its supervision.

H. 968. To establish a dental college or department and a pharmaceutical college or department as branches or department of the University of Alabama for instruction in dentistry and dental surgery and pharmacy, which dental and pharmaceutical colleges shall be located in the city of Birmingham, Alabama; and to require all appropriations heretofore and hereafter made for dental and pharmaceutical education to be expended in maintaining and conducting said dental and pharmaceutical colleges in said city of Birmingham.

H. 1268. To provide for the better building, maintenance and protection of the public roads and bridges of Lee county; to provide funds, regulations and penalties to carry the provisions and purposes of this act into effect; to provide for the appointment of a county engineer and for the examination of applicants for such position.

H. 1283. To provide pensions for soldiers and sailors in the service of the State of Alabama, and to their wid-

ows, and for soldiers and sailors in the army or navy of the Confederate States of America, and to their widows, and for the regulation of the payment thereof.

H. 1296. For the relief of Mrs. L. A. Woodson, widow of Landon A. Woodson, an ex-Confederate soldier, being a resident of Walker county, Alabama.

H. 1348. To create a county highway commission for Walker county, Alabama, and to define the powers and duties thereof.

H. 1054. To amend sections 702, 703; subdivisions (a), (e), (h), and (j) of sections 710; 713, 716 and 723 of the Code, of article 1, chapter 22 of the Code. Health laws and regulations.

H. 1371. To provide for the construction, repairing, working and maintaining of the public roads and bridges of Wilcox county, Alabama; to provide revenue for the same; to define the powers and duties of the county commissioners with reference to same; to provide for the purchase of mules and equipment for same; to provide for the appointment of a supervisor and of overseers, defining their duties, prescribing rules, regulations and penalties in order to carry into effect the provisions and purposes of this act.

H. 1408. To amend section 43 of the Code of Alabama, 1907. (Relates to securing samples of fertilizers.)

H. 1413. To amend section 7564 of the Criminal Code of Alabama.

H. 1588. To create the office of county treasurer for Perry county, to provide for his election and the filling of vacancies, to prescribe his duties and compensation.

H. 1507. To provide for the more efficient working, construction and repair of the public roads and bridges in Fayette county, Alabama; to provide for a county engineer, fix his compensation and define his duties; to provide for the appointment of road overseers in the several precincts in the county, and to fix their compensation and define their duties and powers; to authorize the purchase of necessary tools, teams, road machines and other implements; to provide for a commutation fee in lieu of working the roads; to provide for the levy of a special tax of one-fourth of one per centum

for public roads and bridges; to provide funds, regulations and penalties to carry the provisions and purposes of this act into effect, and to prevent obstruction and damages to the public roads and bridges of said county.

H. 1593. To create and establish an inferior court for Dallas county, Alabama, in lieu of all justices of the peace in precinct No. 36 in said county, with the same jurisdiction and powers as are now vested in justices of the peace in said precinct, and with concurrent civil jurisdiction with all other justices of the peace, in said county, and with jurisdiction concurrent with the circuit court of said county, of all misdemeanors, except violations of the prohibition laws, violations of the laws against carrying concealed weapons and violations of the laws against carrying a pistol; and prescribing the powers and jurisdiction of said court, and the powers and duties of the officers thereof, and providing for the selection, qualification, terms of office and compensation of the officers thereof, and abolishing the office of justice of the peace and constable in said precinct No. 36, and providing for the transfer to said court from the justice of the peace courts in precinct No. 36 of causes within the jurisdiction of such inferior court when established.

H. 1605. To authorize and empower the board of revenue of Barbour county to appoint a clerk of said board, to prescribe his duties and fix his salary and repeal all conflicting laws.

H. 1622. To make the clerk of the circuit court of Colbert county, ex-officio clerk of the county court.

H. 1635. To authorize the commissioners court of Sumter county to issue a duplicate warrant on the county treasurer of said county, when an original warrant is lost or misplaced and cannot be found.

H. 1636. For the better construction, repairing, working and maintaining of the public roads and bridges in Sumter county.

H. 1637. To repeal an act to require persons whose claims against Sumter county have been allowed by the commissioners court thereof against the general fund of said county, to draw their warrants therefor in six months, approved February 19th, 1883.

H. 1638. To authorize the court of county commissioners of Sumter county to pay, out of the general fund of the county, for publishing notice as provided by section 106 of the Constitution, of the proposed introduction in the Legislature of any local law, whenever the proposed law is for the common good of the county.

H. 1652. To require all police officers of the town of Headland, Henry county, Alabama, to execute bond, to be approved by the mayor of said town of Headland, in the sum of one thousand dollars, conditioned upon the faithful discharge of their duty, and to provide that said bond shall provide for damages resulting from unauthorized, or unlawful arrests, and to provide a penalty for the violation of the provisions of this act.

INDEFINITE POSTPONEMENT OF BILL.

On motion of Mr. Bonner, the consideration of:

S. 890. To authorize the State game and fish commissioner to reimburse any party or individual for any damage hereafter done to cultivated crops by wild deer to an amount not exceeding \$25.00, payable out of the game and fish protection fund.

And the amendment thereto, was indefinitely postponed.

NOTICES.

Mr. Brown gave the Senate the following notice:

"Notice is hereby given that on to-morrow I will move to take H. 1022 from the adverse calendar, give the same a second reading and place on the regular calendar for a third reading."

Mr. Hollis gave to the Senate the following notice:

"Notice is hereby given that on to-morrow I will move to take H. 1646 from the adverse calendar, read the same a second time and place on the regular calendar for a third reading."

MESSAGE FROM THE HOUSE.

Mr. President:

The House has amended as therein shown and as amended has passed the following Senate bills:

S. 546. To further regulate practice and proceedings in the disposition of cases improperly brought as suits in equity, or as suits at law, or in the improper court, and to prescribe the manner of disposing of the suits so brought.

S. 558. To divide the State into judicial circuits for the circuit courts to be numbered and composed of counties named, and to fix the times and places for holding the courts therein named.

And returns same herewith to the Senate.

W. F. Herbert,
Clerk.

HOUSE MESSAGE.

On motion of Mr. Lusk, the Senate non-concurred in the following amendment by the House to S. 558, the title of which is set out in the foregoing message from the House, to wit:

Amend S. 558 so as to read as follows:

A bill to be entitled an act to divide the State of Alabama into judicial circuits for the circuit courts to be numbered and composed of counties named, fix the times and places for holding the circuit courts therein and provide for changing the time of holding such courts.

Be it enacted by the Legislature of Alabama:

Section 1. The State of Alabama is hereby divided into judicial circuits for the circuit courts, which circuits are numbered and composed of counties as follows: First Circuit: Choctaw, Clarke, Marengo and Washington. Second Circuit: Baldwin, Butler, Conecuh, Crenshaw and Escambia. Third Circuit: Barbour, Bullock, Dale and Russell. Fourth Circuit: Dallas. Fifth Circuit: Chambers, Lee, Macon and Tallapoosa. Sixth Circuit: Tuscaloosa. Seventh Circuit Shelby and Talladega. Eighth Circuit: Cullman, Lawrence, LIMESTONE, Madison and Morgan. Ninth Circuit: Cherokee, DeKalb, Jackson and Marshall. Tenth Circuit: Jefferson. Eleventh Circuit: Colbert, Franklin and Lauderdale. Twelfth Circuit: Coffee, Covington and Pike. Thirteenth Circuit: Mobile. Fourteenth Circuit: Marion, Walker and Winston. Fifteenth Circuit: Mont-

gomery. Sixteenth Circuit: Etowah, Blount and St. Clair. Seventeenth Circuit: Autauga, Bibb, Chilton and Elmore. Eighteenth Circuit: Calhoun. Nineteenth Circuit: Lowndes, Monroe and Wilcox. Twentieth Circuit: Geneva, Henry and Houston. Twenty-First Circuit: Clay, Cleburne, Coosa and Randolph. Twenty-Second Circuit: Greene, Hale, Perry and Sumter. Twenty-Third Circuit: Fayette, Lamar and Pickens.

Sec. 2. That except as otherwise herein provided, the court shall be held in every county in this State at the times and places hereinafter fixed for the beginning of the peremptory call of causes for trial, and shall be continued to and including the last Saturday next before the next call in that county, or in any other county in that circuit, unless the business is sooner disposed of.

Sec. 3. Except as otherwise provided herein, the circuit courts of the several counties of the State shall be held at the court houses thereof.

Sec. 4. The circuit courts in the several circuits and counties thereof shall be held as follows:

(1). FIRST CIRCUIT.

The circuit court in the first judicial circuit shall be held in each year as follows:

In the county of Washington, on the first Mondays of January, April, July and October.

In the county of Choctaw, on the third Mondays of January, April, July and October.

In the county of Clarke, on the second Mondays of February, May, August and November.

In the county of Marengo for the trial of jury, non-jury and equity cases, at Demopolis, Marengo county, on the fourth Monday in February and August, and may continue for two weeks.

At Linden, Marengo county, on the second Monday in March and December, and may continue for two weeks.

For the trial of non-jury and equity cases: At Demopolis, Marengo county, on the fourth Monday in May and November, and may continue for two weeks.

At Linden, Marengo county, on the second Monday in June and September, and may continue for two weeks.

All grand juries summoned to serve at said court shall hold all of their meetings at Linden and Demopolis, Marengo county. And the county of Marengo is hereby divided into two territorial subdivision, to wit: The northern and southern divisions. The following precincts of said county as now constituted shall compose the northern division, to wit: Demopolis, Faunsdals, Macon, Dayton, Old Spring Hill and Jefferson.

The following precincts as now constituted shall compose the southern division, to wit: Linden, Thomaston, McKinley, Magnolia, Pineville, Dixon's Mill, Shiloh, Sweetwater, Hoboken, Horse Creek, Nanafalia, Myrtlewood, Hills, and Jackson's Store.

That all petit jurors for the trial of cases in the northern division of said circuit court shall be drawn only from the precinct comprising said division; and that all petit jurors for the trial of cases or causes in the southern division of said court shall be drawn from the precincts comprising said division. That there shall be a jury box for the southern division and that there shall be a jury box for the northern division, from which said jurors are to be drawn as required by law.

That all cases, civil, criminal and in equity shall be tried in the territorial subdivision of such county in which the defendants or one of the defendants reside, except actions of ejectment and trespass to realty, which shall be tried in the subdivision in which the land is situate, and criminal cases shall be tried in the subdivision in which the offense was committed.

The grand jury empaneled at Demopolis shall be composed of jurymen drawn from the northern division of said county, and the grand jury empaneled at Linden shall be composed of jurymen drawn from the southern division of said county.

The city of Demopolis shall, without expense to the county of Marengo, furnish a court house, a jail and all other facilities for successfully holding court in the northern division of Marengo county.

(2). SECOND CIRCUIT.

The circuit court in the second judicial circuit shall be held in each year as follows:

In the county of Crenshaw, at Luverne, the first Monday in January and April and the second Monday in September.

In the county of Butler, at Greenville, the third Monday in January and April and the fourth Monday in September.

In the county of Conecuh, at Evergreen, on the second Monday after the third Monday in January and April and the second Monday after the fourth Monday in September.

In the county of Escambia, at Brewton, on the fourth Monday after the third Monday in January and April, and on the fourth Monday after the fourth Monday in September.

In the county of Baldwin, at Bay Minette, on the sixth Monday after the third Monday in January and April, and on the sixth Monday after the fourth Monday in September, further providing that the jury terms of Baldwin county be three weeks each.

(3). THIRD CIRCUIT.

The circuit court in the third judicial circuit shall be held in each year as follows:

In the county of Barbour, at Clayton, on the first Mondays of January, April, July and October.

In the county of Barbour, at Eufaula, on the second Mondays in March, June, September and December.

In the county of Dale, on the third Mondays of January, April, July and October.

In the county of Bullock, on the first Mondays of February, May, August and November.

In the county of Russell, on the third Mondays of February, May, August and November.

The territorial jurisdiction and venue of each separate branch of the circuit court of Barbour county shall remain the same as now prescribed by law.

(4). FOURTH CIRCUIT.

The circuit court in the fourth judicial circuit shall be held in each year as follows:

In the county of Dallas, on the first Mondays of January, April, July and October; and the judge shall, by an order entered on the minutes, designate the days on which the docket of civil cases to be tried by juries shall be called, the days when the cases for trial without juries shall be called, the days when criminal cases shall be called for trial, and the days when the docket of equity cases shall be called, and may, from time to time, as experience dictates, change the order or times when these dockets will be called.

(5). FIFTH CIRCUIT.

The circuit court in the fifth judicial circuit shall be held in each year as follows:

In the county of Tallapoosa at Alexander City on the first Mondays in February, May, August and November; provided, that the court beginning on the first Mondays in May and November shall try only non-jury cases and pass upon the pleadings in pending cases.

In the county of Tallapoosa, at Dadeville, on the first Mondays in March, June, September and December; provided, that the court beginning on the first Mondays in June and December shall try only equity and non-jury cases and settle the pleadings in all cases on the jury docket.

In the county of Chambers on the third Mondays in February, May, August and November. The court to try only non-jury and equity cases and settle pleadings at the May and November terms.

In the county of Macon, on the first Mondays in January, April, July and October. Only equity, non-jury cases and the settling of pleadings shall be tried at the January and July terms.

In the county of Lee on the third Mondays of January, April, July and October.

(6). SIXTH CIRCUIT.

The circuit court in the sixth judicial circuit shall be held in each year as follows:

In the county of Tuscaloosa, beginning on the first Monday in January and ending on the last Saturday in June, to be known as the "spring term;" and beginning on the first Monday in July and ending on the last Saturday in December, to be known as the "fall term." And the judge of such sixth circuit shall have the right to order a grand jury, or to order recesses of grand juries at any time he sees fit.

(7). SEVENTH CIRCUIT.

The circuit court in the seventh judicial circuit shall be held in each year as follows:

In the county of Shelby, on the first Mondays of January, May and September.

In the county of Talladega, on the first Mondays of March, July and November.

(8). EIGHTH CIRCUIT.

The circuit court of the eighth judicial circuit shall be held every year as follows:

In the county of Lawrence, on the first Mondays in March and September, and may continue two weeks, third Monday in July and first Monday in December, and may continue one week.

In the county of Limestone, on the second Monday in January, and the first Mondays in April, July and October, and may continue two weeks each.

In the county of Cullman, on the first Mondays in March and September, and may continue four weeks each, and on the first Mondays in July and December, and may continue two weeks.

In the county of Morgan, on the fourth Monday in January, and may continue to and including the last Saturday of February; and on the third Monday in April, and may continue to and including the last Saturday in June, and on the first Monday in August, and may continue to and including the last Saturday of that

month, and on the third Monday in October, and may continue to and including the last Saturday of November.

In the county of Madison, on the fourth Monday in January, and may continue to and including the last Saturday in February, and on the third Monday in April, and may continue to and including the last Saturday in June, and on the first Monday in August, and may continue to and including the last Saturday of that month, and on the third Monday in October, and may continue to and including the last Saturday of November.

(9). NINTH CIRCUIT.

The circuit court in the ninth judicial circuit shall be held in each year as follows:

At Albertville, in Marshall county, on the second Monday in January, and on the fourth Monday in July and May, continue two weeks.

At Centre, in Cherokee county, on the fourth Monday in January and the second Monday in August, and may continue two weeks.

At Fort Payne, in DeKalb county, on the second Monday in February and the fourth Monday in August, and may continue two weeks.

At Scottsboro, in Jackson county, on the first Monday in March and on the third Monday in September, and may continue four weeks.

At Guntersville, in Marshall county, on the first Monday in April and the third Monday in October, and may continue three weeks.

Non-jury and equity cases: At Albertville, in Marshall county, on the first Monday in May and may continue one week.

At Centre, in Cherokee county, on the second Monday in May, and may continue one week.

At Fort Payne, in DeKalb county, on the third Monday in May, and may continue one week.

At Scottsboro, in Jackson county, on the fourth Monday in May, and may continue two weeks.

At Guntersville, in Marshall county, on the second Monday in November, and may continue two weeks.

The grand jury shall be organized and empaneled on the first Monday in the first and third term in each year in Cherokee county, and in DeKalb county, and at Guntersville, in Marshall county, but no grand jury shall be empaneled at Albertville unless in an emergency by special order of the court or judge.

(10). TENTH CIRCUIT.

The circuit court in the tenth judicial circuit shall be open all the year for the transaction of business each day except Sunday and except on such legal holidays as the court may by order make on its records designate from time to time; provided, however, that from the first day of July until the first day of September of each year no civil cases at law shall be tried in such court without the consent of the parties, but during such period at least two of the judges to be designated by the presiding judge shall be at the court house every day at Birmingham, and at least one of the judges to be designated by the presiding judge shall be at the court house at Bessemer every day except Sunday for the transaction of such business as may be presented to them. Provided further, that the presiding judge may order a recess during all or any portion of the week beginning on December 24, of each year, not extending beyond six court days; and provided, further, that no civil cases shall be set for hearing in said court except by the consent of the parties during the week preceding each call of the division in the Supreme Court, including Jefferson county, and during the first week of such calls. That said circuit court of the tenth judicial circuit shall be held as above provided in the city of Birmingham and in the city of Bessemer. That all cases, civil, criminal and of every other character and form of action and proceeding arising within the territory included in precincts 1, 2, 3, 4, 5, 7, 24, 27, 33, 35, 40, 41, 49 and 51 as now laid off, and included within the present territorial jurisdiction of the city court of Bessemer and over which the circuit court of Jefferson county has jurisdiction, shall be tried in the circuit court of Jefferson county at Bessemer; and all cases, civil,

criminal, and of every other character and form of action and proceeding arising within the remainder of Jefferson county and over which the circuit court of Jefferson county has jurisdiction, shall be tried in the circuit court of Jefferson county at Birmingham; and if at any time a case or proceeding is filed or instituted in the circuit court of Jefferson county at Birmingham which, under the provisions of this act or any other law, should be tried at Bessemer, the same shall not be dismissed, but shall be, together with all pleadings, papers and records with reference thereto, immediately transferred to Bessemer, and there be tried just as if it had been originally filed or instituted in the circuit court of Jefferson county at Bessemer. And if at any time a case or proceeding is filed or instituted in the circuit court of Jefferson county at Bessemer which, under the provisions of this act or any other law, should be tried at Birmingham, the same shall not be dismissed, but shall, together with all pleadings, papers, and records in reference thereto, be immediately transferred to the circuit court of Jefferson county at Birmingham and shall there be tried just as if it had been originally filed or instituted in the circuit court of Jefferson county at Birmingham. In no event shall the jurisdiction of any case or proceeding be lost because filed or instituted at the wrong place of trial. That one or more of the circuit judges of the tenth judicial circuit shall at the time of his election and during his term of office reside within that part of Jefferson county within which the cases arising therein are tried at Bessemer, and one or more of the said judges shall at the time of his election and during his term of office reside within that part of Jefferson county within which the cases arising therein are tried at Birmingham. There shall be grand juries held at the times provided by law at each place therein provided for holding court. Grand juries held at Bessemer shall investigate all matters coming under the jurisdiction of the grand juries in Jefferson county arising within the territory within which the cases arising therein under the terms of this act are tried at Bessemer. Grand juries held at Birmingham shall investigate all matters coming un-

der the jurisdiction of the grand juries of Jefferson county that arise within the territory within which the cases arising therein under the terms of this act are tried at Birmingham. It is hereby made the duty of the board of revenue of Jefferson county, and they are hereby directed and required to provide out of the funds of Jefferson county, suitable and adequate court facilities for holding court at each of the places herein provided for, and also to provide for the expenses of the transfer of prisoners to and from the county jail to Bessemer division of the said court. That when the act consolidating all courts of record into the circuit court goes into operation, all the books, papers, and records of every kind in or belonging to the city court of Birmingham shall be transferred to and become the books, papers and records of the circuit court of Jefferson county held at Birmingham and shall therein remain, and all cases pending and undetermined in the said city court of Birmingham, the criminal court of Jefferson county and the chancery court of Jefferson county shall be transferred to and continued in and be finally disposed of in the circuit court of Jefferson county at Birmingham in the same manner as if they had been originally filed and instituted in the said circuit court at the said place, and all books, papers and records of every kind in or belonging to the city court of Bessemer shall be transferred to and become the books, papers and records of the circuit court of Jefferson county at Bessemer, and shall remain therein, and all cases pending and undetermined in the city court of Bessemer at the time of the consolidation shall be transferred to and be continued in and be finally disposed of in the circuit court of Jefferson county at Bessemer in the same manner as if they had been originally filed or instituted in the said circuit court at said place. The circuit court of Jefferson county at Bessemer may for all practicable purposes be designated and referred to as the Bessemer division of the circuit court of Jefferson county.

(11). ELEVENTH CIRCUIT.

The circuit courts in the eleventh judicial circuit shall be held in each year as follows:

In the county of Lauderdale, on the first Monday in January and June, and may continue two weeks, and on the first Mondays in March and September, and may continue four weeks.

In the county of Colbert, on the third Mondays in January and June, and may continue two weeks, and on the first Mondays of April and October, and may continue four weeks.

In the county of Franklin, on the first Mondays in May, August and November, and may continue four weeks each.

(12). TWELFTH CIRCUIT.

The circuit court in the twelfth judicial circuit shall be held each year as follows:

In the county of Coffee at Elba on the first Mondays of January, April, July and October; and at Enterprise on the first Mondays of February, May, August and November.

In the county of Covington, on the third Mondays of February, May, August and November.

In the county of Pike, on the third Mondays of January, April, July and October.

(13). THIRTEENTH CIRCUIT.

The circuit court in the thirteenth judicial circuit shall be held in each year as follows:

In the county of Mobile on the first Mondays in January, April, July and October.

(14). FOURTEENTH CIRCUIT.

The circuit court in the fourteenth judicial circuit shall be held in each year as follows:

In the county of Walker on the first Mondays in February, June and October of each year, for the trial of jury cases, and may continue until all cases on the jury docket are disposed of; also on the second Mondays in January, March, May, July, September and November of each year, for the trial of non-jury and equity cases and may continue until all such cases are disposed of.

Any judge holding circuit court in Walker county may reset any case for trial for any day and empanel juries for the trial of cases at any time, other than those above mentioned, and proceed at such time as he may appoint with the trial of all cases on the dockets of said court. A grand jury shall be organized for Walker county on the first Monday in February, and the first Monday in October of each year, or at such other time, as the presiding judge or judge holding the court may, by order entered on the minutes, designate, and such grand jury may be recessed by the court from time to time, and be re-assembled upon the order of the court at any time the court may deem right and proper. The grand jury shall not be finally discharged prior to the 20th day of the month next preceding the month in which the next grand jury is hereby required to be organized.

In Winston county for the trial of all cases in the circuit court of said county on the second Mondays in March and September of each year, and at such other times as any judge of said court may name by order entered upon the minutes of the court, and continue for three weeks or until the business of the court is disposed of. A grand jury shall be organized for said county at the beginning of the March and September terms, and may be recessed and reconvened by the judge holding said court from time to time as he may deem proper. The grand jury when once organized shall not be finally discharged except for cause satisfactory to the judge holding the court before the 20th day of the month next preceding the month in which the next grand jury is required to be organized, and on the 20th day of said month said grand jury shall stand discharged without any formal order of the court.

In Marion county for the trial of all cases in the circuit court of said county on the third Mondays in February and August of each year, and at such other times as either judge of said circuit may name by order entered upon the minutes of the court, and continue three weeks, or until the business of the court is disposed of. A grand jury shall be organized for said county at the beginning of the February and August terms of said court, and may be recessed and reconvened by the judge

holding said court from time to time as he may deem proper. The grand jury when once organized shall not be finally discharged except for cause satisfactory to the judge holding the same before the 20th day of the month next preceding the month in which the next grand jury is required to be organized, and on the 20th of said month said grand jury shall stand discharged without any formal order of the court. And on the fourth Mondays in May and November, and may continue one week each, for the trial of non-jury civil causes and causes on the equity dockets of said court.

If for any cause any term of court herein required to be held in the fourteenth circuit should not be convened at the time herein required, the same may be convened and held at such other time as the judge who is to hold such court may direct by order spread on the minutes of said court. All the rules of practice heretofore established and now prevailing, whether by statute or by order of the court in the fourteenth judicial circuit as now composed and the circuit court of Marion county are hereby expressly preserved and the judges of the fourteenth circuit provided for in this act are authorized to change, modify or enlarge any of said rules of practice so as to better expedite the business of said court, and to that end may make and promulgate other rules of practice not inconsistent with the general laws of the State, which rules shall be reduced to writing, signed by the judges of said circuit and spread upon the minutes of the court in the county or counties in which they shall obtain.

(15). FIFTEENTH CIRCUIT.

The circuit court in the fifteenth judicial circuit shall be held as follows:

In the county of Montgomery, the courts of said circuit shall be open for the transaction of business every day in the year except Sunday, days that have been declared holidays by the Legislature of Alabama, and such days as the court by order entered on the minutes shall designate. That said circuit shall be divided into two divisions, to be known as the first division and

the second division; and each of said divisions shall be presided over by one of the judges of said circuit. The judge receiving the highest number of votes in the general election shall be known as the presiding judge of said circuit and shall preside over the first division of said circuit, and the other judge shall be known as the associate judge of said circuit, and shall preside over the second division of said circuit. If said judges receive the same number of votes in the general election, then the said judges shall agree over which each shall preside, and shall enter an order to that effect upon the minutes of each division of said court. If unable to agree, this fact shall be certified to the chief justice of the Supreme Court of Alabama by either of said judges, and said chief justice shall thereupon designate which judge shall preside over each division, and this action of the chief justice shall thereupon be entered upon the minutes of each division, and shall have the force and effect of an order of said court. The judge of each division shall by an order entered on the minutes of the division, designate the day on which the dockets of the civil, criminal and equity cases to be tried in the division over which each of said judges preside, shall be called; the days when the cases for trial with and without juries shall be called; the days when criminal cases shall be called for trial, and the days when the docket of equity cases shall be called, and may, from time to time, as experience dictates, change the order or time when these dockets will be called; provided, that no cases, except equity cases and criminal cases wherein the defendant is confined in jail, shall be tried during the months of July and August of each year. All civil and equity cases pending in the said first division shall be called during the months of January, March, May, July, September and November of each year, at such times as the judge of said division may designate; all civil and equity causes pending in the second division shall be called during the months of February, April, June, August, October and December of said year at such times as the judge of said division may designate, except as herein otherwise provided. The grand juries may be empanelled

and criminal cases may be set for trial by the judge of either division at such times as he sees fit, and nothing herein shall be construed as limiting the time when the judge of either division may empanel the grand jury, or set for trial the docket of criminal cases pending in his division; and the judge of each division shall empanel not less than two grand juries in every year, and may, if he sees fit, empanel said grand juries during such months as his division is not open for the trial of civil and equity causes. Parties shall have the right to commence actions in either division of said circuit, and all actions shall be continued until finally disposed of in the division in which originally begun; provided, that by consent of the parties, any cause may be transferred from one division to the other.

(16). SIXTEENTH CIRCUIT.

The circuit court in the sixteenth judicial circuit shall be held in each year as follows:

In Etowah county, at Gadsden, on the first Mondays in February, June and October for the trial of cases by jury, and may continue until the cases on the jury docket are disposed of. At Gadsden in Etowah county, on the first Mondays in January, March, May, July, September and November for the trial of non-jury cases and the cases pending on the equity docket, and may continue until such cases are disposed of; provided, the judge holding court in Etowah county may reset any case for trial upon any day that may seem right and proper, and may have juries for the trial of cases at times other than those mentioned herein and may proceed at such time as he may appoint with the trial of cases on the dockets of said county as fully and completely as if herein expressly authorized and required. A grand jury shall be organized for Etowah county on the first Monday in February and on the first Monday in October of each year, and such grand jury, after organization, may be recessed by the court from time to time as may seem right and proper, and the same may be reassembled upon the order of the court at any time the court may deem proper, and provided

that the grand jury when once organized, shall not be finally discharged prior to the 20th day of the month next preceding the month in which the next grand jury is required to be organized.

In Blount county, at Oneonta, for the trial of all cases pending on any of the dockets of said county on the first Monday in April, August and December, and may continue until the business is disposed of. A grand jury shall be organized for said county at the April and August terms of said court, and may be recessed and reconvened by the judge holding said court from time to time, as he may deem proper, and provided, that the grand jury, when once organized, shall not be finally discharged until the 20th day of the month next preceding the month in which the next grand jury is required to be organized and on said 20th day of said month said grand jury shall stand discharged without any formal order of the court.

In St. Clair county, at Ashville, on the second Mondays in March and September for the trial of all cases pending on any of the dockets of said court, and may continue until the business on all the dockets of said court is disposed of. A grand jury shall be organized for the northern judicial division of said county on the first day of each term, and shall not be finally discharged until the 20th day of the month next preceding the month in which the next grand jury is required to be organized, at which time it shall stand discharged without any formal order of the court. The grand jury, after organization, may be recessed and reconvened by the court from time to time as he may deem proper.

In St. Clair county, at Pell City, on the first Monday in January and July, for the trial of all cases pending on any of the dockets of said court, and may continue until the business of said court is disposed of. A grand jury shall be organized for the southern judicial division of said county on the first day of each term of said court and may be recessed and reconvened by the judge holding said court from time to time as he may deem proper. Provided, that the grand jury, after organization, shall not be finally discharged until the 20th day of the month next preceding the month in

which another grand jury is required to be organized, and at said time said grand jury shall stand discharged without any formal order of the court.

The first week of each term of the courts in Blount and St. Clair counties shall be devoted to the trial of the equity and non-jury causes pending on the dockets; the second week shall be devoted to the trial of the civil jury causes and the third week to the trial of criminal jury causes; provided, however, that the judge holding either of said courts may change, modify or enlarge upon the order of business herein provided as in his judgment may seem right and proper, to the end that opportunity may be afforded at each term of said courts for the trial of all causes pending therein, and which may be done by the judge by an order spread upon the minutes of said court either in term time or vacation. Provided, further, that if for any cause any term of court herein required to be held shall not be convened at the time herein required to be held, the same may be convened and held at such other time as the judge, who is to hold such court, may direct by order spread upon the minutes of said court. All the rules of practice heretofore established and now prevailing, either by statute or by order of the court, in the sixteenth judicial circuit as now composed are hereby expressly preserved, and the judges of said circuit are authorized to change, modify or enlarge any of said rules of practice so as to better expedite the business of said court, and to that end may make and promulgate other rules of practice, not inconsistent with the general laws of the State, which rules shall be reduced to writing, signed by the judges of said circuit and spread upon the minutes of the court in the county or counties in which they shall obtain.

(17). SEVENTEENTH CIRCUIT.

The circuit courts in the seventeenth judicial circuit shall be held each year as follows:

In the county of Autauga, on the third Mondays in January and August for jury terms and the third Monday in June, non-jury term.

In the county of Bibb on the second Mondays in February and September for jury terms, and the first Monday in June, non-jury term.

In the county of Chilton, on the second Mondays in April and November for jury terms, and the first Monday in July, non-jury term.

In the county of Elmore, on the third Mondays in March and October for jury terms, and the fourth Monday in July, non-jury term.

(18). EIGHTEENTH CIRCUIT.

The circuit court in the eighteenth judicial circuit shall be held as follows:

At Anniston, Calhoun county, beginning on the third Monday in January each year and continuing to and including the last Saturday in June, and beginning on the first Monday in September and continuing to and including the third Saturday in December. Grand juries shall be empanelled for said court on the first Mondays in March and September of each year. Grand juries so empanelled shall not be finally discharged until the time for empanelling the next succeeding grand jury, but such grand juries may be recessed by order of the judge spread on the minutes of the court, at any time when, in his judgment, the public good requires it. Trial of causes by petit juries shall begin in said court on the third Mondays in March and September and may continue until the business is disposed of.

(19). NINETEENTH CIRCUIT.

The circuit courts in the nineteenth circuit shall be held each year as follows:

In the county of Monroe, on the first Mondays in January, May, and September, with grand and petit juries, but the term of the court to be held on the first Monday of May shall have no grand jury; also on the first Mondays of March and July without any jury.

In the county of Wilcox, on the first Mondays in February, June and October with grand and petit juries, except that the term of court to be held on the first Mon-

day of June shall have no grand jury; also the fourth Monday in April and the first Monday of December without any jury.

In the county of Lowndes, on the first Mondays in April and November with grand and petit juries, and on the third Mondays in March and July without a jury.

(20). TWENTIETH CIRCUIT.

The circuit courts in the twentieth circuit shall be held in each year as follows:

In the county of Henry, on the first Mondays in January, April, July and October.

In the county of Geneva, on the third Mondays in January, April, July and October.

In the county of Houston, on the second Mondays of February, May, August and November.

TWENTY-FIRST CIRCUIT.

The circuit court of the twenty-first circuit shall be held as follows:

In the county of Cleburne, on the first Mondays in January, April, July and October, and may continue two weeks each term.

In the county of Randolph, on the third Mondays in January, April, July and October, and may continue three weeks each term.

In the county of Clay, on the second Mondays in February, May, August and November, and may continue four weeks at each term.

In the county of Coosa, on the third Monday in March, second Monday in June, third Monday in September, and second Monday in December, and may continue two weeks each term.

The first and third terms of each year of the circuit court of the twenty-first circuit in each county shall be for the trial of all jury cases; and the second and fourth terms shall be for the trial of non-jury cases and equity cases.

Provided, the judge of the twenty-first circuit may reset any case for trial on any day that may seem right

and proper by agreement of parties to any cause, may transfer any cause properly on the jury docket to the non-jury docket, and it shall be his duty to transfer any cause improperly on the jury docket to the non-jury docket.

No jury case must be taken up for trial until the pleadings have been settled. Provided, however, that any time not taken up by the non-jury and equity cases may be used in settling the pleading in jury cases, and the court must hold court at any other time, not in conflict with the calendar of this circuit, in the several counties of the twenty-first circuit for the purpose of settling the pleadings in jury cases.

It shall be the duty of the judge of the twenty-first circuit to hold special terms in the several counties of the circuit, to keep the dockets of his court as clear as possible at such times not in conflict with the calendars of the circuit court of this circuit.

At each jury term of each county in the twenty-first circuit, a grand jury shall be organized, and such grand jury, after organization, may be recessed by the court from time to time as may seem right and proper, and such grand jury may be re-assembled upon the order of the court at any time the court may deem proper, up to the time of organizing a new grand jury at the succeeding term.

All cases shall be placed on the non-jury docket in all appeal cases from justice courts where the amount involved is less than forty dollars, and all other cases unless the plaintiff at the time of filing his complaint demands a jury trial in writing, or where the defendant filing his demurrer or plea, within the time allowed for pleading demands a jury trial in writing, in which cases they shall be placed on a jury docket.

(22). TWENTY-SECOND CIRCUIT.

The circuit court shall be held in the twenty-second circuit as follows:

In the county of Perry, on the second Mondays in January, May and September.

In the county of Hale, on the first Mondays of March, July and November.

In the county of Greene, on the first Mondays in February, June and July.

In the county of Sumter, on the first Mondays in April, August and December.

(23). TWENTY-THIRD CIRCUIT.

The circuit court shall be held in the twenty-third circuit as follows:

In the county of Fayette, on the second Mondays of January, April, July and October, and may continue three weeks.

In the county of Lamar, on the first Mondays in February, May, August and November, and may continue three weeks.

In the county of Pickens, on the fourth Monday in February, May, August and November, and may continue three weeks.

Sec. 5. As such times as the presiding judge of the circuit may by order entered on the minutes of the court direct that both or all of the judges of such circuit may be employed in the trial of cases in the same county, the work of such judges and courts to be divided and conducted in the manner directed by such presiding judge.

Sec. 6. The judge or judges of every circuit and circuit court shall by order entered on the minutes designate the days on which the docket of civil cases to be tried by juries shall be called; the days when cases when trials without juries shall be called; the days when all criminal cases shall be called for trial, and the days when the docket of equity cases shall be called for trial and, from time to time, the experience dictates, change the order and times when these dockets shall be called or tried.

Sec. 7. The judge of every circuit court in which there is only one judge, and the presiding judge of every circuit court in which there is more than one judge shall have the power by order entered upon the minutes of the court to change the time herein or hereafter fixed for calling the dockets and holding court, and fix such time in lieu thereof as in his judgment may be expedient.

Sec. 8. If any clause, provision or section of this bill should be declared or held unconstitutional or invalid, it shall not affect any other clause, section or provision herein.

Sec. 9. Each and every judge or court provided for or mentioned herein shall have the authority to recess any grand jury organized by any such judge or court from time to time, and all acts done and performed by any grand jury so recessed, if reconvened shall be of the same validity as if no recess of such grand jury had been had. And each and every judge or court shall have authority to organize grand juries at all such times such judge or court deems proper.

Sec. 10. That in all primary elections held for the nomination of candidates for circuit judges to be voted for at the general election to be held on the first Tuesday after the first Monday in November, 1916, all persons shall be entitled to participate and be eligible for such nomination who possesses all the qualifications prescribed by the Constitution and laws of the State who will have the right to vote in such general election.

Sec. 11. This act, so far as it relates thereto, shall, for the purpose of electing judges and solicitors, become effective on its approval, but for all other purposes it shall go into effect on the first Monday after the first Tuesday in January, 1917.

And requested a Committee of Conference thereon. Pursuant therewith, the President of the Senate appointed as conferees on the part of the Senate, Messrs. Lusk, Bonner, Lee, Judge and Hill.

On motion of Mr. Lusk, the Senate non-concurred in the following amendment by the House to S. 546, the title of which is set out in the foregoing message from the House, to wit:

Substitute for S. 546:

A bill to be entitled an act to further regulate the practice and proceedings in the disposition of cases improperly brought as suits in equity, and to provide and prescribe the manner of disposing of suits at law when an equitable question arises therein.

Be it enacted by the Legislature of Alabama:

Sec. 1. That whenever a bill in equity is filed on the equity side of the circuit court and a submission is had upon a demurrer thereto, or upon the pleadings and proof when a decree upon a demurrer for want of equity has not theretofore been rendered, and the judge before whom such submission is had is of the opinion that such bill is without equity for the reason that the complainant or plaintiff therein has an adequate remedy at law, the judge shall so state in his decree, but shall not dismiss the bill, and shall direct in the decree that the cause be transferred to the law side of the court to which the same should have been originally brought; provided, the county in which the cause is pending is the proper venue in which the remedy at law may be ascertained and determined. Upon the rendition of any such decree the clerk or register shall forthwith transfer the cause to the law side of the court and the same shall be docketed therein and proceed in the law side. Within thirty days after such cause has been so transferred, the complainant or plaintiff shall make such amendments to the pleadings as may be necessary to convert the same from a bill in equity to an appropriate complaint at law, or failing so to do within thirty days after the cause has been so transferred, the same shall be dismissed; and after such cause has been so transferred and amended in the law side of the circuit court the defendant shall plead or demur thereto within thirty days, as required in actions at law, or be in default; provided, however, that at any time within thirty days after the rendition of any decree transferring any such cause to the law side of the court the complainant or plaintiff may prosecute an appeal to the Supreme Court of Alabama, and such appeal shall be heard and determined by the Supreme Court as appeals are provided for in section two thousand eight hundred and thirty-eight (2838) of the Code, and if the decree is reversed the Supreme Court shall render such decree as should have been rendered in the first instance, and if the appeal provided for herein is not taken within the thirty days as herein provided, error may be assigned on such decree by the complain-

ant or plaintiff on an appeal from the final judgment in the cause.

Sec. 2. Whenever it shall satisfactorily appear to the judge who is presiding in the law side of the circuit court that a cause set for hearing before him presents an equitable question which cannot be disposed of in the law side of the court, the judge may upon his own motion enter a judgment or order transferring such cause from the law side of the court to the equity side of the court, and the same shall be docketed therein and proceed in the equity side of the court. Whenever an equitable right is claimed in any suit at law by a party who is plaintiff therein, such plaintiff may assert such right by a written motion filed in the cause, which shall state the substance of the equitable right and be verified by the affidavit of some person having knowledge of the facts, and the legal sufficiency of such motion may be tested by demurrer and the facts alleged therein may be controverted by affidavit. If it satisfactorily appears to the judge hearing the same that such motion and proof sufficiently assert and show an equitable question or right, the decision of which should dispose of the cause, he shall so state in his judgment or decree, and shall direct in his judgment or decree that the cause be transferred from the law side of the court to the equity side of the court, and the same shall thereupon be docketed therein, and proceed in the equity side of the court. If an equitable question, the decision of which should dispose of the cause, depends upon the assertion of an equitable right or defense by a party who is defendant or an intervening claimant in such at law, such party may assert such right or defense by a written motion filed in the cause, which shall state the substance of the equitable right or defense and be verified by the affidavit of some person having knowledge of the facts, and the legal sufficiency of such motion may be tested by demurrer, and the facts alleged therein may be controverted by affidavit. If it satisfactorily appears to the judge hearing the same that such motion and proof sufficiently assert and show an equitable question or right, the decision of which should dispose of the cause, he

shall so state in his judgment or decree, and shall direct, in his judgment or decree that the cause be transferred from the law side of the court to the equity side of the court, and the same shall thereupon be docketed therein, and proceed in the equity side of the court. Within thirty days after any such cause has been so transferred, the plaintiff or complainant shall make such amendments to the pleadings as may be necessary to conform to the appropriate pleadings in equity courts, or failing so to do within thirty days, the same shall be dismissed; and the defendant in any such cause so transferred shall, within thirty days after such amendment is filed plead, answer or demur thereto, as required by law, or be in default. Provided, however, that at any time within thirty days after the rendition of any judgment or order transferring any such cause to the equity side of the court, the party aggrieved thereby may prosecute and appeal to the Supreme Court of Alabama, and such appeal shall be heard and determined by the Supreme Court as appeals are provided for in section two thousand eight hundred and thirty-eight (2838) of the Code, and if the judgment or order is reversed, the Supreme Court shall render such judgment or order as should have been rendered in the first instance, and if the appeal provided for herein is not taken within thirty days as herein provided, error may be assigned on such judgment or order by the party aggrieved on an appeal from the final judgment or decree in the cause.

Sec. 3. That the failure of any party to move or apply for a transfer of any cause as provided for in this act shall not be *res adjudicata* of any right or defense, which could have been set up in any such motion or application.

Amend substitute for S. 546 by adding thereto the following section:

Sec. 4. That whenever any cause is transferred as herein provided on the application or motion of any party thereto, and the party moving for such transfer fails to establish or maintain the question right or defense asserted by him and the cause cannot then be finally disposed of in the side of the court to which

the same was transferred, the judge hearing the cause shall so state in his judgment or decree, but shall not dismiss the cause, but shall direct that the cause be retransferred to the side of the court in which originally brought, and shall tax all the cost then accrued against the party who moved or applied for such transfer and failed to establish or maintain the question, right, or defense asserted by him. And when any cause is so retransferred it shall thereupon be docketed in the side of the court in which originally brought and proceed to final judgment or decree therein. And on an appeal from the final judgment or decree, error may be assigned by the party aggrieved on the judgment, order or decree of the court retransferring the cause to the side of the court in which the same was originally brought.

And requests a Committee of Conference thereon. In pursuance therewith the President of the Senate appointed as conferees on the part of the Senate, Messrs. Lusk, Bonner, Lee, Judge and Hill.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has amended as therein shown, and as amended has passed, the following Senate bill:

S. 489. To re-establish the county courts which are provided for in article three (3) of chapter one hundred and ninety-eight (198) of the Code of Alabama in all counties wherein the same have heretofore been abolished, except in counties having a population of seventy-five thousand (75,000) or more according to the last preceding Federal census, and to define the power, jurisdiction and duty of all the county courts which are hereby re-established and of all the county courts which are provided for by article three (3) of chapter one hundred and ninety eight (198) of the Code of Alabama, and to prescribe the manner in which prosecutions for misdemeanors shall be begun, tried and determined therein and appeals taken therefrom, and to transfer all indictments pending in any county court to the circuit court of the county where found for trial

therein, and to repeal all laws, whether local, general or special, in conflict with the provisions of this act.

And returns same herewith to the Senate.

W. F. Herbert,
Clerk.

HOUSE MESSAGE.

On motion of Mr. Milner, the Senate non-concurred in the following amendment by the House to S. 489, the title of which is set out in the foregoing message from the House, to wit:

Amend S. 489 by striking out the words and figures "seventy-five thousand (75,000)," wherever they occur in the title or in section 1 of said bill, and by inserting in lieu thereof the words and figures "fifty thousand (50,000)."

Amend S. 489 by adding thereto section 9, as follows:

1. For every conviction for a misdemeanor in the county courts or inferior courts there shall be taxed and collected as a part of the costs and paid into the county treasury the same solicitor's fee provided for convictions in such cases in the circuit court.

2. Also, that in counties having a population of less than fifteen thousand according to the last or any subsequent Federal census, in which there is a city or town other than where the court house is situated, having a population of more than one thousand, according to the last or any subsequent Federal census, the judge of the county court may hold regular and special terms of such court in such city or town whenever in his opinion the public convenience will be thereby subserved.

And requested a Committee of Conference, and in pursuance therewith the President of the Senate appointed as conferees on the part of the Senate, Messrs. Milner, Wallace and Thach.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bill:

H. 1674. To reimburse the Governor's contingent fund for sums he advanced and paid out for stamps,

stationery, printing, typewriter rent, extra clerical assistance and filing case (the latter to be transferred to the department of archives and history) for the necessary expenses and use of the recess Joint Committee on Judiciary.

And sends same herewith to the Senate without engrossment.

W. F. Herbert,
Clerk.

HOUSE MESSAGES.

The House bill in the foregoing House message was read once and referred to appropriate standing committee, as follows:

H. 1674. To the Committee on Finance and Taxation.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has amended as therein shown, and as amended has passed, the following Senate bill:

S. 197. To regulate and fix the transportation, storage of baggage and charges on excess of baggage by common carriers.

And returns same herewith to the Senate.

W. F. Herbert,
Clerk.

HOUSE MESSAGE.

On motion of Mr. Kline, the Senate concurred in the following amendment by the House to S. 197, the title of which is set out in the foregoing message from the House, to wit:

Substitute for S. 197:

A bill to be entitled an act to regulate and fix the intrastate transportation of baggage and storage of baggage and charges on excess of baggage by common carriers.

Be it enacted by the Legislature of Alabama:

1. That every carrier in this State, which shall engage in the carrying of passengers, shall receive and transport without compensation or other transportation charges, with each passenger, the personal baggage

of such person or passenger, not exceeding one hundred and fifty pounds, upon the presentation of a whole ticket or other contract or agreement of transportation and not exceeding seventy-five pounds upon the presentation of a half ticket or other contract or agreement of transportation.

2. That every common carrier in this State shall charge passengers on all baggage weighing over one hundred and fifty pounds, sixteen and two thirds per centum of the regular fare to destination per one hundred pounds in excess of the said one hundred fifty pounds, but no charge for any fraction of the first one hundred pounds excess shall be less than ten cents, which shall be the minimum amount said carrier shall charge for excess baggage as herein provided.

3. That the baggage, samples, goods, wares, appliances, and catalogues of commercial travelers, or their employers, and used by them for the exclusive purpose of transacting their business and carried with them solely for that purpose and which in no instance shall be sold or offered for sale or for free distribution; when securely packed and fastened in trunks and sample cases; provided, that no common carrier shall be required to transport any piece of baggage exceeding in greatest dimensions seventy-two inches or two hundred and fifty pounds maximum weight, excepting immigrant baggage checked at port of landing, whips in flexible cases, and public entertainment paraphernalia, are declared to be baggage within the meaning of this law or act, and such carriers are required to transport same with passengers from point to point within this State as herein provided.

4. That all passengers of whatever character having baggage transported by carriers under the provisions of this act, shall have twenty-four hours, not including legal holidays or Sundays for the removal of such baggage from the baggage room or station house of such carrier before storage shall be charged; except such baggage that may be received on Friday of each week, which baggage shall be held by the carrier forty-eight hours, not including Sundays, before storage shall be charged by the carrier.

5. That all laws or parts of laws in conflict with the provisions of this act be and the same are hereby repealed.

Yeas, 20; nays, 0.

Yeas:

Messrs :	Green	Kline	Pride
Brown	Higgins	Lee	Thach
Denson	Hill	Lewis	Wallace
Easterly	Judge	Lusk	Weathers
Elrod	Key	Miller	Winkler
Faulk			

—20.

Nays, 0.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has concurred in and adopted:

S. J. R. 178. Relative to return of H. 1591 to the Senate.

And herewith returns said bill to the Senate.

W. F. Herbert,
Clerk.

HOUSE MESSAGE.

Mr. Judge moved to reconsider the vote by which H. 1591, mentioned in the foregoing message from the House, was passed, and also to reconsider the vote by which said bill was engrossed and ordered read a third time, which motion prevailed, and said vote was reconsidered by the Senate. Mr. Judge moved to reconsider the vote by which the Senate on the 16th day of September adopted the amendment to said bill, which prevailed, and upon his motion said amendment was laid upon the table.

Mr. Judge then offered the following amendment to said bill:

To amend section 1 by striking out the following words: "Or to attend the inmates of such other charitable institutions in such counties as said courts may direct, and to attend and to perform such other duties in the line of medical practice for such counties

as such courts may see fit in their discretion to impose upon such physician or physicians."

Which was adopted.

Yeas, 18; nays, 0.

Yeas:

Messrs.:	Elrod	Kline	Thach
Brown	Hartwell	Lee	Wallace
Bulger	Higgins	Lusk	Weathers
Cooper	Judge	Miller	Winkler
Denson	Key	Milner	—18.

Nays, 0.

And said bill, as thus amended, was again read a third time at length and passed.

Yeas, 21; nays, 0.

Yeas:

Messrs.:	Elrod	Kline	Pride
Brown	Faulk	Lee	Thach
Bulger	Hartwell	Lusk	Wallace
Burns	Hollis	Miller	Weathers
Cooper	Judge	Milner	Winkler
Denson	Key		—21.

Nays, 0.

BILLS ON THIRD READING RESUMED.

The bill:

S. 81. To grant an easement and right to construct dams across navigable rivers; to provide for the payment of an annual rent for such easement; to provide that all rentals from this source be paid into the general school fund of the State; to provide for the collection of rents; to prohibit any transfer of the property installed under the provisions of this act, except in certain cases; to regulate the disposal of and rates chargeable for the power generated by property installed pursuant to this act; to provide by contract that the railroad commission shall be authorized to regulate the price of the products of certain consumers; to authorize the railroad commission to require and supervise the development and main-

tenance of certain portions of property to be installed and operated under this act; to provide for the maintenance and against renewal, except by consent, of any property installed; to provide ways and means for the railroad commission to obtain information concerning the business of any company owning or operating any plant pursuant to this act; to fix the duration of the easement; to fix the terms and conditions upon which the State or any municipality may purchase the property or project installed and operated under the provisions or benefits of this act; to authorize a public utility commission to enforce the terms and conditions of this act when duly created and empowered by law; and to repeal all laws in conflict therewith.

Was taken up.

Mr. Judge offered the following amendment to said bill, to wit:

Amend S. 81 by striking out section 8 of the bill.

Which was adopted.

Yeas, 22; nays, 0.

Yeas:

Messrs.:	Elrod	Kline	Pride
Arrington	Green	Lee	Thach
Bell	Hartwell	Lewis	Wallace
Bulger	Higgins	Lusk	Weathers
Cooper	Judge	Miller	Winkler
Denson	Key	Milner	—22.

Nays, 0.

Mr. Thach moved to indefinitely postpone said bill and amendment, which motion was lost.

Yeas:

Messrs.:	Bulger	Hartwell	Pride
Bonner	Green	Key	Thach
Brown	Hall	Lee	Wallace
			—11.

Nays:

Messrs.:	Higgins	Lewis	Price
Cooper	Jones	Lusk	Weathers
Denson	Judge	Miller	Winkler
Elrod	Kline		—13.

And said bill, as thus amended, was read a third time at length and passed and ordered sent forthwith to the House without engrossment.

Yeas, 11; nays, 9.

Yeas:			
Messrs.:	Cooper	Judge	Miller
Arrington	Elrod	Lewis	Weathers
Bulger	Higgins	Lusk	Winkler

—11.

Nays:			
Messrs.:	Hartwell	Price	Thach
Bonner	Lee	Pride	Wallace
Green	Milner		

—9.

The bill:

S. 743. To authorize the State board of health to adopt reasonable regulations for the cleansing of their cars by persons, firms and corporations owning and operated within the State of Alabama and to provide be the punishment of violations of such regulations.

Was taken up.

Mr. Lusk offered the following amendment to said bill, to wit:

Amend by striking out the word "sleeping," and insert the word "passengers."

Which was adopted.

Yeas, 18; nays, 1.

Yeas:			
Messrs.:	Cooper	Key	Pride
Arrington	Denson	Kline	Thach
Bell	Elrod	Lee	Weathers
Bonner	Hartwell	Lusk	Winkler
Brown	Judge	Miller	

—18.

Nay: Mr. Wallace.—1.

And said bill, as thus amended, was read a third time at length and passed, and ordered sent forthwith to the House without engrossment.

Yeas, 20; nays, 0.

Yeas:

Messrs.:	Elrod	Kline	Pride
Arrington	Green	Lee	Thach
Bell	Higgins	Lewis	Wallace
Cooper	Judge	Lusk	Weathers
Denson	Key	Miller	Winkler
Easterly			—20.

Nays, 0.

The bill:

S. 379. To amend section 4822 of the Code of Alabama, 1907. (Relates to lien in favor of public ginners cotton ginned by them.)

Was taken up.

Mr. Key offered the following amendment to said bill:

“Provided, the lien shall apply to the cotton of the current season and not to cotton raised on the preceding seasons.”

Which was adopted.

Yeas, 18; nays, 0.

Yeas:

Messrs.:	Green	Kline	Pride
Bell	Hartwell	Lee	Thach
Brown	Higgins	Lewis	Weathers
Easterly	Judge	Lusk	Winkler
Faulk	Key	Miller	—18.

And said bill, as thus amended, was read a third time at length and passed, and ordered sent forthwith to the House without engrossment.

Yeas, 15; nays, 3.

Yeas:

Messrs.:	Elrod	Judge	Lusk
Brown	Green	Key	Miller
Bulger	Hartwell	Kline	Thach
Easterly	Higgins	Lee	Weathers
			—15.

Nays:

Messrs.:	Bonner	Faulk	Lewis
			—3.

S. 882. To further regulate the office of constable, and to prescribe penalties for the violation of any of the provisions of this act.

Was taken up.

The Committee on Judiciary offered the following amendment to said bill, to wit:

Amend S. 882 as follows: By striking out section 6 of the bill.

Which was adopted.

Yeas, 18; nays, 0.

Yeas:

Messrs.:	Denson	Higgins	Miller
Arrington	Easterly	Judge	Pride
Bell	Elrod	Key	Thach
Brown	Green	Kline	Weathers
Cooper	Hartwell	Lusk	—18.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed, and ordered sent forthwith to the House without engrossment.

Yeas, 20; nays, 0.

Yeas:

Messrs.:	Easterly	Judge	Pride
Arrington	Elrod	Key	Thach
Bell	Green	Kline	Wallace
Brown	Hartwell	Lusk	Weathers
Cooper	Higgins	Miller	Winkler
Denson			—20.

Nays, 0.

The bill:

S. 713. To render void all stipulations for foreclosure by private sale in mortgages or other instruments for the security of debts.

Was read a third time at length and passed and ordered sent forthwith to the House without engrossment.

Yeas, 12; nays, 6.

Yeas:			
Messrs.:	Judge	Lee	Thach
Bonner	Key	Lusk	Weathers
Brown	Kline	Pride	Winkler
Higgins			—12.

Nays:			
Messrs.:	Easterly	Faulk	Miller
Bell	Elrod	Green	—6.

The bill:

S. 466. To regulate the purchase of codes, acts, journals and reports for distribution to State officers.

Was taken up.

The Committee on Printing offered the following amendment to said bill:

Amend bill entitled "An act to regulate the purchase of codes, acts, journals and reports for distribution to State officers," by striking out the words "two hundred and fifty" in the first section of said bill, and adding in lieu thereof "one hundred."

And also by adding in the third line from the bottom of the first section between the words "of such," the words "of each," so as to make the same read "of each of such."

Which was adopted.

Yeas, 18; nays, 1.

Yeas:			
Messrs.:	Denson	Higgins	Miller
Arrington	Easterly	Hill	Pride
Bonner	Elrod	Holmes	Wallace
Brown	Faulk	Key	Weathers
Cooper	Green	Lusk	—18.

Nay: Mr. Milner.—1.

And said bill, as thus amended, was read a third time at length and passed and ordered sent forthwith to the House without engrossment.

Yeas, 20; nays, 0.

Yeas:

Messrs.:	Easterly	Hill	Lusk
Bell	Elrod	Holmes	Miller
Bonner	Faulk	Judge	Pride
Brown	Hartwell	Key	Weathers
Cooper	Higgins	Kline	Winkler
Denson			

—20.

Nays, 0.

RESOLUTION.

Mr. Lusk offered the following resolution:

S. J. R. 179. Resolved by the Senate, the House of Representatives concurring herein, that when the two Houses adjourn for this day, that it be to re-convene on Wednesday, September 22, instant at 9 o'clock A. M.

Mr. Lee offered the following resolution:

S. R. 180. Resolved, that the Senate shall consider only House bills at its future sessions.

Mr. Lusk moved that the two preceding resolution lie on the secretary's desk temporarily, which motion prevailed, and said resolutions were laid on the secretary's desk temporarily for future consideration.

RECESS.

At 1 o'clock P. M., on motion of Mr. Lusk, the Senate took a recess until three o'clock this afternoon.

AFTERNOON SESSION.

Monday, September 20, 1915.

The Senate re-assembled at 3 o'clock P. M.

ROLL CALL.

On a call of the roll 26 Senators answered to their names, a quorum of the Senate.

REPORTS OF COMMITTEES.

Mr. Hall, chairman of the Standing Committee on Municipalities and Municipal Organizations, reported that said committee, in session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to wit:

By Mr. Hubbard:

H. 1495. To amend section 1196 of the Code of Alabama.

By Mr. Grayson of Mobile (by request):

H. 1134. To enable municipal corporations and street railroad companies to so contract together as to relieve the railroad company from all obligations as to the pavement of such portions of the street over which its tracks pass, as may be set apart by the municipal corporation for park ways.

Mr. Faulk, chairman of the Standing Committee on Printing, reported that said committee, in session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to wit:

By Mr. Smith of Crenshaw:

H. 867. To amend section 1663 of the Code of Alabama of 1907, and to repeal sections 1660, 1661 and 1662 of said Code.

By Mr. Grayson of Mobile:

H. 1276. To amend sections 1647 and 1648 of the Printed Code of Alabama of 1907.

Mr. Easterly, chairman of the Standing Committee on Public Health, reported that said committee, in session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to wit:

By Mr. Chamberlain:

H. 1273. To amend section 7426 of the Printed Code of Alabama of 1907.

By Mr. Yarbrough:

H. 1482. To amend sections 541, 543, 544 and 545 of the Code of Alabama.

By Mr. Johnston of Madison:

H. 1126. To provide for the inspection and supervision of slaughter houses, meat markets, meat, meat food products, dairies and dairy products; to provide for securing reliable statistics upon home production of meat and meat food supplies, milk and milk product supplies; providing penalties for violation of this act and for other purposes.

By Mr. Chamberlain:

H. 1274. To amend section 5193 of the Printed Code of Alabama of 1907.

Mr. Bell, chairman of the Standing Committee on County and County Boundaries, reported that said committee, in session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to wit:

By Mr. Hogan:

H. 1479. To change and define the boundary line of Jefferson county, Alabama, between said county and the county of Tuscaloosa.

By Mr. Hogan:

H. 1480. To change and define the boundary of St. Clair county, Alabama, between said county and the county of Jefferson.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has concurred in the Senate amendments to the following House bills:

H. 1655. For the relief of Black Belt Fair Association, a corporation, of Demopolis, Marengo county, Alabama.

Also,

H. 1634. To repeal section 13 of an act entitled an act to provide for the better working, and maintaining of the public roads in Sumter county, approved February 26th, 1907.

Also,

H. 680. For the relief of Thomas J. Hale, of Reform, Pickens county, Alabama, to pay him the sum of \$500 and the interest thereon from July 1st, 1910, due him by a contract made with him by the State board of education employing him as principal of the Pickens county high school for the year 1909-10.

Also,

H. 957. For the relief of J. E. Shackelford, of Green Pond, Bibb county, Alabama, a Confederate veteran.

Also,

H. 1307. To provide for the election of a deputy clerk in circuits composed of only one county and having more than three judges, where the circuit court is held at the county site and at some other place in the county and to define his powers and authority and to provide for his compensation.

Also,

H. 1629. For the relief of the treasurer of the Confederate soldiers home of Alabama.

W. F. Herbert,
Clerk.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has passed the following Senate bills:

S. 516. To amend sections 3264 and 3265 and repeal section 6647 of the Code (relates to compensation of bailiffs, etc.).

S. 509. To regulate amendments to bills and answers in equity causes

S. 501. To further prescribe and regulate the right and manner of taking appeals in civil and criminal cases and their submission in the Supreme Court and Court of Appeals.

S. 553. To amend section 6256 of the Code.

S. 492. To provide for taking testimony orally in open court in equity cases.

S. 490. To further regulate the practice in county courts.

S. 540. To further regulate proceedings in the circuits courts of the several counties of the State; fix the

terms thereof; provide for calls of cases for trial; regulate the proceedings thereon; fix the time when judgments and decrees become final; provide for issuing executions thereon and for motions to set aside judgments and decrees and for new trials.

S. 526. To repeal section 6718 of the Code on the subject of "Proceedings in the county courts."

And returns same herewith to the Senate.

W. F. Herbert,
Clerk.

CONSIDERATION OF UNFINISHED BUSINESS.

The Senate proceeded to consider the resolution offered by Mr. Lusk at the morning session, which was temporarily laid on the secretary's desk.

Mr. Lusk moved that the rules be suspended and that said resolution be adopted, which motion prevailed, and said resolution was adopted by the Senate.

The Senate then proceeded to consider resolution No. 180, offered by Mr. Lee at the morning session.

Mr. Key offered the following amendment to said resolution, to wit:

Amend by striking out "future," and insert "after districts are called."

Which was adopted.

And said resolution, as thus amended, was adopted.

NOTICE.

Mr. Hartwell gave the Senate the following notice:

"I hereby give notice that on the next legislative day I shall move to take from the adverse calendar H. 219, read the same a second time, and place on the regular calendar for a third reading."

MESSAGE FROM THE HOUSE.

Mr. President:

The Speaker of the House having signed the following House joint resolutions, your signature thereto is requested:

H. J. R. 243. Relative to informing tax officials of the State their duties, under the recently enacted revenue and license bills.

H. J. R. 250. Relative to a joint legislative committee, the Governor acting as chairman, and the Governor appointing twelve representative men of the State on this committee, without expense to the State, visiting Washington during first session of Congress urging them to adopt the Muscle Shoals project.

H. J. R. 253. Relative to requesting the Jackson Highway Association at its meeting in Nashville, Tenn., September 23 and 24, or any time it deems best, selecting a route through the State of Alabama including Birmingham, Montgomery, Selma, and Mobile:

W. F. Herbert,
Clerk.

SIGNING OF HOUSE JOINT RESOLUTIONS.

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the secretary of the Senate, signed the following House joint resolutions:

H. J. R. 243. Relative to informing tax officials of the State their duties, under the recently enacted revenue and license bills.

H. J. R. 250. Relative to a joint legislative committee, the Governor acting as chairman, and the Governor appointing twelve representative men of the State on this committee, without expense to the State, visiting Washington during first session of Congress urging them to adopt the Muscle Shoals project.

H. J. R. 253. Relative to requesting the Jackson Highway Association at its meeting in Nashville, Tenn., September 23 and 24, or any time it deems best, selecting a route through the State of Alabama including Birmingham, Montgomery, Selma, and Mobile:

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bill:

H. 1667. To make an appropriation for the equipment and maintenance of the Alabama room in the Confederate Memorial Meseum at Richmond, Virginia.

And ordered same sent to the Senate without engrossment.

W. F. Herbert,
Clerk.

HOUSE MESSAGES.

The House bill in the foregoing House message was read once and referred to appropriate standing committee, as follows:

H. 1667. To the Committee on Finance and Taxation.

NOTICES.

Mr. Denson gave to the Senate the following notice: "Notice is hereby given that on the next legislative day I will move to take from the adverse calendar H. 1662, give the same a second reading, and place on the regular calendar for a third reading."

MESSAGE FROM THE HOUSE.

Mr. President:

The House has amended as therein shown, and as amended has passed, the following Senate bills:

S. 545. To prescribe the number of judges of the circuit courts; the time of their election, and to regulate the procedure in circuit courts, and the appointment of registers thereof.

Also,

S. 808. To fix the compensation of circuit judges, circuit solicitors and assistant solicitors in all circuits in the State of Alabama which circuits are composed of only county and having two or more judges, or which circuits may hereafter have two or more judges, and to provide that a portion of such salaries be paid out of the county treasury of the counties constituting the respective circuit.

S. 511. To amend an act to amend section 2846 of the Code of Alabama, approved April 5, 1911. (Relates to appeals from motions for new trials.)

S. 551. To amend section 3022 of the Code. (Relates to establishing bills of exceptions.)

S. 550. To amend section 3019 of the Code of Alabama. (Relates to bills of exceptions.)

S. 518. To amend section 5359 of the Code. (Relates to non-jury trials.)

S. 528. To amend sections 5957 and 5960 of the Code. (Relates to regular terms of Supreme and Appellate Courts.)

S. 529. To amend section 2879 of the Code of Alabama.

S. 549. To amend section 5364 of the Code of Alabama.

S. 515. To amend sections 5346 and 5348 and to repeal section 5347 of the Code.

And returns same herewith to the Senate.

W. F. Herbert,
Clerk.

HOUSE MESSAGE.

On motion of Mr. Lusk, the Senate non-concurred in the following amendment by the House to S. 545, the title of which is set out in the foregoing message from the House, to wit:

Amendment by committee to S. 545:

Amend S. 545 as follows:

1. By striking out the title and inserting in lieu thereof the following:

A bill to be entitled an act to further prescribe and regulate the qualifications, number, designation, duties, and powers of the circuit judges of this State, and provide for their election and appointment.

Also, amend section 1 as follows: By inserting after the words "thirteenth circuit," in line 3, of said section, the words: "Two judges for the circuit court of the eighth circuit, two judges for the circuit court of the sixteenth circuit."

Also, amend S. 545 as follows:

2. By striking from section 2 the words "receiving the highest number of votes," and inserting in lieu thereof the following words: "Who was first admitted to practice law in this State."

Amend S. 545 as follows: By striking out section 3A and inserting in lieu thereof the following section:

Sec. 3A. In circuits composed of only one county, for which more than three judges are provided, the judges shall be numbered first, second, third, fourth, and so forth, consecutively, so that each judgeship shall be designated by a number, and the judges shall be so designated on the ballot used in the primary and general election; provided, that where a branch or division of the circuit court of such circuit is held at a place other than at the county site, the judge who shall preside over that division as of course shall, in addition to his number, be designated by the appropriate name of that division. The court of such circuits shall have three separate divisions, an equity division, a criminal division, and a law division, and the judge numbered one shall sit in the equity division as of course, the judges number two and three shall sit in the criminal division as of course, and the remainder of the judges shall sit in the law division as of course; provided that in such circuits where a branch or division of the circuit court is held at a place other than at the county site, the judge numbered fifth shall sit in that division as of course, and he shall preside over such division in the trial of all cases, whether equity, criminal or law; provided further, however, that all the judges shall have equal power, authority and jurisdiction, and the presiding judge, or the judge who may be acting as presiding judge in his absence, may designate any of the judges from time to time to sit in any division other than that in which he sits as of course, whenever more judges are needed in such other division to dispose of the business therein; and it shall be the duty of the judges by vote of the majority thereof to make rules which shall be entered in full on the minutes of the court, as they are made or amended, defining the powers and duties of the judges in the several divisions and other matters requiring special rules of the court; and except in so far as every judge is authorized by the Constitution to direct the issue of original writs, the several judges shall act in conformity with such rules.

Also, amend S. 545 as follows:

3. By inserting in section 8, after the word "shall" and before the words "be settled," the following words: "Unless otherwise ordered by the court or judge, or provided by rule of the court spread on the minutes."

Also, amend S. 545 as follows:

Amend section 12 as follows:

4a. By striking therefrom the following words, namely: "In counties in which the population does not exceed 20,000, the clerk of the circuit court may be appointed register; in counties of more than 20,000 population, the clerk of the circuit court must not be appointed register."

b. By inserting after the words "by law" and before the word "be," the following, to wit: "Shall have the power to render decrees pro confesso on every Monday in all cases in which service has been perfected."

5. Amend section 16 by striking therefrom the following, to wit: "Civil cases requiring juries need not be set for trial during Christmas week."

Also, amend S. 545 as follows:

6. Amend further by adding section 17½, as follows:

"17½. That it shall be the duty of the presiding judge as far as practicable to cause all appeals from county courts, inferior courts and municipal courts be treated as preferred cases and tried as practicable."

Amend S. 545 as follows:

7. Amend section 18, as follows, to wit:

a. By striking therefrom the words "circuit solicitors."

b. By inserting after the word "unconstitutional" and before the words "it shall," the words "or invalid."

c. By striking therefrom the word "district" where the same appears between the words "the particular" and the words "at the time," and inserting in lieu thereof the word "circuits."

Also, amendment by Mr. Copeland:

Amend S. 545 as follows: Insert just after section 3A the following section:

Sec. 3B. In circuits which have more than three judges there shall be in addition to the clerk and the register in chancery of such court one assistant law clerk and one assistant criminal clerk, which said clerks shall, as

of course, perform duties respectively in the law division and criminal division of such court, and in the absence of the clerk of said court shall exercise all the authority and perform all the duties of the clerk of said court. The provisions of this section shall not be construed to in any manner limit the number of deputies that may be necessary for the transaction of the business of such court. The salary or compensation of the assistant clerks in this section provided for shall be fixed and paid in the same manner and from the same source as are the salaries or compensation of the deputy clerks of such circuit court.

And request Committee of Conference. And in pursuance therewith, the President of the Senate appointed as conferees on the part of the Senate, Messrs. Lusk, Bonner, Lee, Hill and Judge.

On motion of Mr. Hill, the Senate concurred in the following amendment by the House to S. 808, the title of which is set out in the foregoing message from the House, to wit:

Amend S. 808 as follows:

1. Strike out section 1 and insert in lieu thereof the following:

Section 1. That in all circuits of the State of Alabama which are composed of only one county and which have more than three judges, the circuit judges and circuit solicitor of such circuits shall each receive an annual salary of four thousand five hundred (\$4,500.00) dollars, three thousand (\$3,000.00) dollars of the salary of each of such judges and twenty-four hundred (\$2,400.00) dollars of the salary of such solicitor shall be paid out of the State treasury in the manner now or hereafter provided by law, and one thousand five hundred (\$1,500.00) dollars of the salary of each of such judges and two thousand one hundred (\$2,100.00) dollars of the salary of such solicitor shall be paid out of the county treasury of the county constituting such circuit in twelve equal monthly installments upon the warrants of the judge or solicitor.

2. Strike out section 2 and insert in lieu thereof the following:

Sec. 2. That in all circuits of the State of Alabama composed of only one county or which circuits may hereafter be composed of only one county, having three judges and the circuit judges and circuit solicitor of such circuits shall each receive an annual salary of four thousand five hundred (\$4,500.00) dollars, three thousand (\$3,000.00) dollars of the salary of each of such judges and two thousand four hundred (\$2,400.00) dollars of the salary of such solicitor shall be paid out of the State treasury in the manner now or hereafter provided by law, and one thousand five hundred (\$1,500.00) dollars of the salary of each such judges and two thousand one hundred (\$2,100.00) dollars of the salary of such solicitor shall be paid out of the county treasury of the county constituting such circuits, in twelve equal monthly installments, upon the warrants of the judge or solicitor.

3. Strike out section 4 and insert in lieu thereof the following:

Sec. 4. That in all counties of the State of Alabama which are now or which may hereafter be composed of only one county, and having two judges, each of the said judges shall receive a salary of four thousand (\$4,000.00) dollars per annum, three thousand (\$3,000.00) dollars of the salary of each of such judges shall be paid out of the State treasury in the manner now or hereafter provided by law, and one thousand (\$1,000.00) dollars of the salary of each of such judges shall be paid out of the county treasury of the county constituting such circuit in twelve equal monthly installments, upon the warrants of the president of the board of revenue of such county. That in such circuits the circuit solicitor shall receive a salary of three thousand six hundred (\$3,600.00) dollars per annum, two thousand four hundred (\$2,400.00) dollars of which salary shall be paid out of the State treasury in the manner now or hereafter provided by law, and one thousand two hundred (\$1,200.00) dollars of which salary shall be paid out of the county treasury of the county constituting such circuit, in twelve equal monthly installments, upon the warrant of the president of the board of revenue of such county.

4. Amend section 3 by adding at the end thereof the following: In circuits having more than three circuit judges, the circuit solicitor may appoint not exceeding three deputy or assistant solicitors who shall be paid the following salaries: For the first deputy or assistant solicitor, thirty-six hundred (\$3,600.00) dollars per annum, and for the other two, twenty-four hundred (\$2,400.00) dollars per annum each; twenty-four hundred (\$2,400.00) dollars annually of the salary of the first deputy or assistant solicitor, and eighteen hundred (\$1,800.00) dollars annually of the salary of each of the other deputy or assistant solicitors to be paid out of the State treasury as the salaries of the circuit solicitors are paid, and twelve hundred (\$1,200.00) dollars annually of the salary of the first deputy or assistant solicitor, and six hundred (\$600.00) dollars annually of the salary of each of the other deputy or assistant solicitors to be paid out of the treasury of the county composing such circuit, in monthly installments, on warrants drawn on the treasurer by the circuit solicitor in favor of such deputies or assistants.

Yeas, 25; nays, 0.

Yeas:

Messrs.:	Easterly	Key	McCain
Arrington	Faulk	Kline	Price
Bonner	Hartwell	Lee	Pride
Brown	Higgins	Lusk	Wallace
Bulger	Hill	Thach	Weathers
Burns	Holmes	Milner	Winkler
Denson	Judge		—25

Nays, 0.

On motion of Mr. Lee, the Senate concurred in the following amendment by the House to S. 511, the title of which is set out in the foregoing message from the House, to wit:

Amend S. 511 as follows: By adding thereto: "And no presumption in favor of the correctness of the judgment of the court appealed from shall be indulged by the appellate court."

Yeas, 23; nays, 0.

Yeas:

Messrs.:	Easterly	Judge	Miller
Arrington	Elrod	Key	McCain
Brown	Faulk	Kline	Price
Bulger	Hartwell	Lee	Thach
Burns	Higgins	Lewis	Weathers
Denson	Holmes	Lusk	Winkler

—23.

Nays, 0.

On motion of Mr. Lee, the Senate non-concurred in the following amendment by the House to S. 518, the title of which is set out in the foregoing message from the House, to wit:

Amend S. 518 as follows: By striking therefrom the word "the" where the same appears between the words "the same with" and word "presumption," and insert instead of the word "the" the word "no."

And requests a Committee of Conference. And in pursuance therewith, the President of the Senate appointed as conferees on the part of the Senate, Messrs. Lusk, Bonner, Lee, Hill and Judge.

On motion of Mr. Lee, the Senate non-concurred in the following amendment by the House to S. 528, the title of which is set out in the foregoing message from the House, to wit:

Amend S. 528 by striking out section 2 and inserting in lieu thereof the following:

2. That section 5960 of the Code be amended so as to read as follows: "During the sitting of the court all cases at issue may be submitted at any time without oral argument by consent of the parties or upon ten days' notice to the opposite party or his counsel of record, which notice shall specify the date upon which the case is to be submitted.

The court may, in its discretion, permit oral argument at the time of such submission.

And requests a Committee of Conference. And in pursuance therewith the President of the Senate appointed as conferees of the Senate, Messrs. Lusk, Bonner, Lee, Hill and Judge.

On motion of Mr. Lee, the Senate concurred in the following amendment by the House to S. 529, the title of which is set out in the foregoing message from the House, to wit:

Amend S. 529 by striking out the word "revive," where the same appears between the word "to" and the word "such," and insert in lieu thereof the word "revise."

Yeas, 23; nays, 0.

Yeas:

Messrs.:	Green	Key	McCain
Arrington	Hartwell	Kline	Price
Bonner	Higgins	Lee	Pride
Bulger	Hill	Lewis	Thach
Denson	Holmes	Lusk	Weathers
Faulk	Judge	Miller	Winkler

—23.

Nays, 0.

On motion of Mr. Lusk the Senate non-concurred in the following amendment by the House to S. 550, the title of which is set out in the foregoing message from the House, to wit:

Amend S. 550 as follows:

1. By striking out the word "twenty" where the same appears between the words "the same within" and the words "days after," and insert in lieu thereof the word "sixty."

2. By striking out the word "thirty" where the same appears between the words, "the same within" and the words "from the date of presentation," and insert in lieu thereof the word "ninety."

And requests a Committee of Conference. And in pursuance therewith the President of the Senate appointed as conferees of the Senate, Messrs. Lusk, Bonner, Lee, Hill and Judge.

On motion of Mr. Lusk, the Senate non-concurred in the following amendment by the House to S. 549, the title of which is set out in the foregoing message from the House, to wit:

1. By striking out the words "bill of exceptions," where the same occur after the words "charges must

be set out in," and insert in lieu thereof the word "transcript."

2. Also by striking out the words "it shall not be necessary to state in the bill of exceptions that an exception was reserved to the giving or refusing of charges requested, but the same shall be presumed," and inserting in lieu thereof the words; "It shall not be necessary to set out the charges in the bill of exceptions or state therein that an exception was reserved to the giving or refusing of charges requested, but it shall be presumed that each charge was separately requested and a separate exception reserved as to the giving or refusal thereof."

. And requests a Committee of Conference. And in pursuance therewith the President of the Senate appointed as conferees of the Senate, Messrs. Lusk, Bonner, Lee, Hill and Judge.

On motion of Mr. Lee, the Senate non-concurred in the following amendment by the House to S. 515, the title of which is set out in the foregoing message from the House, to wit:

Substitute for S. 515:

A bill to be entitled an act to amend section 5346 and repeal section 5347 of the Code of Alabama of 1907.

Be it enacted by the Legislature of Alabama as follows:

1. That section 5346 of the Code of Alabama of 1907 be amended so as to read as follows:

Section 5346. When the summons, writ and attachment or other process has been executed on the defendant, or service perfected on him as required by law, either in term time or vacation, the defendant shall appear and plead, answer or demur thereto within thirty days, or be in default, and on motion of the plaintiff, judgment by default may be rendered against the defendant. The court may by rule entered on the minutes of the court prescribe the time and manner of calling cases for judgment by default.

2. That section 5347 of the Code of Alabama of 1907 be and the same is hereby repealed.

And requests a Committee of Conference. And in pursuance therewith the President of the Senate ap-

pointed as conferees of the Senate, Messrs. Lusk, Bonner, Lee, Hill and Judge.

On motion of Mr. Lusk, the Senate non-concurred in the following amendment by the House to S. 551, the title of which is set out in the foregoing message from the House, to wit:

Amend said bill as follows:

1. By inserting after the words "out of the State," the words, "or the county in which the cause was tried."

2. By striking out the word "thirty" where the same appears between the words "within the" and the words "days as prescribed," and insert in lieu thereof the word "ninety."

3. By striking out the word "sixty" where the same appears between the words "court within" and the words "days after," and insert in lieu thereof the word "ninety."

And requests a Committee of Conference. And in pursuance therewith the President of the Senate appointed as conferees of the Senate, Messrs. Lusk, Bonner, Lee, Hill and Judge.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has amended as therein shown, and as amended has passed, the following Senate bills:

S. 525. To regulate inferior courts in cities having more than thirty-five thousand population according to the last or any subsequent Federal census; to prescribe the jurisdiction of such courts, and provide for the number and compensation of the judges for such courts, and to provide for the appointment and compensation of the clerks and assistant clerks thereof, and to abolish the office of justice of the peace in such cities.

S. 330. To amend section 6006, Code of Alabama, 1907.

And returns same herewith to the Senate.

W. F. Herbert,
Clerk.

HOUSE MESSAGE.

On motion of Mr. Hill, the Senate non-concurred in the following amendment by the House to S. 525, the

title of which is set out in the foregoing message from the House, to wit:

Amendment to S. 525:

Amend section 3 by adding at the end thereof the following: Provided, that in all counties of two hundred thousand population or more according to the last or any subsequent Federal census, the judge of said inferior court oldest in service prior to such consolidation shall receive an annual salary of three thousand (\$3,000.00) dollars, payable in monthly installments out of the county treasury in the same manner as the salaries of other judges of said court are paid.

Amend S. 525 as follows:

1. Amend section 1 by striking out the word "having," where it occurs in line 3, between the words "census" and "a population."

2. By adding just after section 1 the following section:

Sec. 1½. That in any precinct in which justices of the peace are abolished, and in which an inferior court created in lieu of justices of the peace goes out of existence under the terms of the act creating said court, at the same time that this act goes into effect, the jurisdiction of said inferior court and all jurisdictions now vested in justices of the peace is hereby conferred upon that inferior court created in lieu of a justice of the peace whose place of holding court on the 1st day of July, 1915, was nearest to any part of said precinct, and in any precinct or precincts in which the officers of justice of the peace and notary public ex-officio justice of the peace is abolished by this act, the jurisdiction of said officers is hereby conferred upon that inferior court created in lieu of justice of the peace whose place of holding court on the 1st day of July, 1915, was nearest to any part of said precinct or precincts, and the jurisdiction of and for said precinct or precincts as hereinabove mentioned, and any additional jurisdiction conferred upon inferior courts by this act for such precinct or precincts shall vest in said inferior court and the provisions of this act conferring jurisdiction concurrent with the circuit court of all misdemeanors except violations of the prohibition laws shall go into ef-

fect immediately upon the passage and approval of this act.

3. Amend section 2 by inserting just after the words "the circuit court of all misdemeanors," the following words, "except violations of the prohibition laws."

4. Amend section 4 by inserting just preceding the words, "payable as the bonds of clerks," where they occur together in line 5, the following words, "conditioned and."

5. By adding at the end of section 5 the following: "Provided, that in any precinct within the jurisdiction of said court in which there is at present an inferior court which, by the terms of the act creating the same and by the provisions of this act is abolished on the provisions of this act becoming effective, there shall be maintained a branch office of said court in charge of a deputy or assistant clerk, who shall be appointed by the judge of said court, and who shall hold office at his will, and such deputy or assistant clerk shall have and exercise all the rights, duties and powers pertaining to the office of clerk of said court within said precinct, and such deputy or assistant clerk shall give bond conditioned and payable as the bond of the clerk of said court, which bond shall be for the sum of one thousand dollars. Such deputy clerk shall draw a salary of one thousand dollars per annum in equal monthly installments payable out of the county treasury on certificate of the judge of said court that he has performed the duties of the office.

6. Amend section 6 as follows: By adding at the end thereof the following: "Provided, however, that in any city affected by this act, where there is an inferior court established in lieu of justice of the peace which has jurisdiction in or over only one precinct lying within or partly within such city, and the law now provides that the judge of said court shall be elected by the qualified voters of said precinct, and this act confers on said court jurisdiction in or over one or more adjoining precincts, then the judge of said court shall hereafter be elected at the time now provided by law by the qualified voters of all precincts in or over which said court shall hereafter have jurisdiction, and the election shall

be held in the manner now provided by law for the election of said judge, except that provision shall be made by the duly constituted, lawful, and proper authorities for holding the election for judge of said court in the additional precinct or precincts in or over which said court shall have jurisdiction. Provided, further, that in any city whereby this act, jurisdiction in or over an adjoining precinct or precincts is conferred upon such inferior court, created in lieu of justices of the peace now having jurisdiction in or over only one precinct lying within or partly within such city, the judge of said court shall hold court at least one day of each week in each of said adjoining precincts, and the board of revenue of such county in which such court is located shall provide a suitable place in each of said precincts for holding court. Provided, further, that the judge of said court shall be a qualified elector of one of the precincts in or over which said court has jurisdiction.

No. 7. Amend section 7 so as to make it read as follows:

Sec. 7. Whenever no provision of law exists for the necessary services of sheriffs, deputy constables or bailiffs, the judge of the court so situated may appoint a bailiff who shall receive not exceeding sixty dollars per month for his services, to be paid out of the county treasury, and he may be removed at any time by the judge of such court; such bailiff to be paid monthly out of the county treasury upon the certificate of the judge that he has performed the duties entitling him to such payment."

No. 8. Amend section 8 as follows: By adding at the end thereof the following words: "Or shall have been judge of such inferior court or court of common pleas, or a court created in lieu of the justice of the peace by whatsoever name called."

No. 9. Amend section 9 by adding at the close thereof the following words: "Or court of like jurisdiction."

No. 10. Amend section 10, as follows: "By adding at the end thereof, the following words: "Except as herein otherwise provided;" and also by adding to said section the following words: "Provided, further, that nothing in this act shall be construed to affect juvenile courts."

No. 11. Further amend the bill by adding just after section 10, thereof the following section:

Sec. 10½. The courts of county commissioners or boards of revenue of the counties to which this act is now or may hereafter become applicable may fix and provide a salary or salaries for such a number of deputy solicitors as they may deem proper to prosecute misdemeanors, and preliminary investigations in such courts, and whenever such salary or salaries have been so fixed and provided the chief prosecuting attorney of such county, whether he be county solicitor or circuit solicitor shall, when notified thereof by the court of county commissioners or board of revenue of such county appoint the number of deputy solicitors, the salary for whom has been fixed and provided by such board, which deputy solicitors shall at the time of their appointment and during their term of office, reside within one of the precincts in which he is assigned to prosecute, and whenever such a deputy solicitor has been provided, as herein provided for, there shall be taxed as a part of the costs in each misdemeanor case prosecuted by him, the same solicitor's fee that is authorized to be taxed in such case in the county court of this State, which solicitors fees shall be collected by the clerk of such court and paid into the county treasury of such county.

And requests a Committee of Conference. And in pursuance therewith the President of the Senate appointed as conferees of the Senate, Messrs. Lusk, Bonner, Lee, Hill and Judge.

On motion of Mr. Lusk, the Senate concurred in the following amendment by the House to S. 330, the title of which is set out in the foregoing message from the House, to wit:

Substitute for S. 330.

A bill to be entitled an act to amend sections 6006, 1657, 1664 and 1669 of the Code so as to regulate the publishing of the reports of the Supreme Court, Court of Appeals, acts, journals and public printing.

Be it enacted by the Legislature of Alabama:

1. That section 6006 of the Code be, and the same is hereby amended so as to read:

6006. Twelve hundred copies of every volume of the reports of the decisions of the Supreme Court and of the Court of Appeals shall be printed and bound under the direction and control of the reporter of the Supreme Court, with the approval of the Chief Justice, in volumes of not less than seven hundred pages exclusive of title pages, tables of cases reported, and the index.

There shall be printed immediately under the title of the cases a brief statement of the case, as "Bill to Quiet Title," "Ejectment," etc., and immediately under this line there shall be printed the date when the case was submitted, and when decided, and if a rehearing was applied for, the date when the rehearing was granted or denied.

In citing Alabama cases, the citation shall be to the volume and page of the official edition of the reports of the Supreme Court or Court of Appeals.

The sections shall not have more than thirty-two pages and be hand sewed to two strong tapes. Every book shall be printed in high grade, machine finished, book paper of not less than forty-five pounds weight, of same quality as that in Volume 187, Alabama Reports. The headnotes shall be printed in eight point type solid, and the rest of the report shall be printed in ten point type on eleven point body, twenty-six pica ems wide, forty-five lines to the page.

Three hundred copies of the reports of the decisions of the Supreme Court and Court of Appeals shall be bound in law sheep of the same shade and quality as Volume 187, Alabama Reports, and shall have three labels on the back, of the same size letters and figures and arranged as Volume 187, Alabama Reports, and eight hundred and seventy-five copies shall be bound in best American Buckram, equal in quality to that on Volume 167, North Carolina Reports, and of the same shade of color as nearly as possible, with the sheep binding on Volume 187, Alabama Reports.

The publisher shall retain twenty-five unbound copies to replace any defective copies, and shall file with the secretary of State an affidavit that he has delivered to the secretary of State all the bound copies and that he has not and will not sell any copy of any report.

The Chief Justice of the Supreme Court of Alabama shall have the power, and it is made his duty to supervise and direct the reporter and publisher in the execution of this act, and it shall be his duty whenever the publisher is not executing his contract promptly and in good faith, to certify the facts to the Governor, who shall forthwith cancel the contract and proceed under the law to make a new one. The publisher must deliver to the secretary of State all the bound copies of a volume, within sixty days from the date of the certificate of the reporter, that he has delivered the copy for a volume to the publisher.

The reporter shall furnish to the Chief Justice a copy of his certificate to the publisher, showing the date of the delivery of copy sufficient for a volume.

All copies for exchanges and for distribution to judges, solicitors and other officers shall be bound in buckram.

2. That section 1657 of the Code be amended so as to read:

1657. The printing and binding in class four must be done in the city of Montgomery, and all other printing and binding enumerated in class one, two and three may be done wherever the best work at the lowest bid can be had.

3. That section 1663 of the Code be amended so as to read:

1663. The secretary of State must during and after each session of the Legislature, prepare for publication fair copies of the acts and joint resolutions of the Legislature, and the numbers of the bills passed by the two houses of the Legislature as the same are placed thereon by the secretary of State and clerk thereof, and the name of the author of every bill shall be printed on the act, and published in the volumes of the session acts.

4. That section 1664 of the Code be amended so as to read:

1664. The acts and joint resolutions of the Legislature shall be printed and bound in one volume, unless they require more than twelve hundred pages on which to print them and the messages of the Governor, tables of interest of the several states, the names and post of-

fice address of the heads of all the departments, commissions and boards of the State government and of the officers and members of the Legislature, and when the matter enumerated will take more than twelve hundred pages, they shall be printed and bound in two volumes of the same size, and the maximum price per page for printing shall be three dollars.

5. That section 1669 of the Code be amended so as to read:

1669. The general acts, joint resolutions and journals must be printed on paper of the same weight and quality as that required for the Supreme Court reports, with ten point type, solid, twenty-six pica ems wide, and not less than twenty-six lines on the page; the heads or titles of the index in capitals; and must be hand sewed to two strong tapes and bound in best quality of American buckram of the quality and color like that on the North Carolina Acts, 1915. The titles of the acts must be printed in eight point type solid. The affidavits required to be printed in the journals, all the messages, reports, and inserted matter must be printed in six point type solid. The votes shall be printed in solid lines twenty-six pica ems wide with words "Yeas" and "Nays" in italics. The journals, if not more than fifteen hundred pages shall be bound in one volume, and if more than fifteen hundred pages shall be bound in two volumes, in same quality of buckram as the acts and shall be hand sewed like the acts, and the maximum price per page shall be two dollars, and the maximum price for binding the acts and journals shall be forty cents a copy, and this act shall not be construed to change the size of the type or page of the acts passed after the recess of the Legislature of 1915, but all acts of this session must be printed in the same size type and page and on the same quality paper as those passed before the recess.

Yeas, 26; nays, 0.

Yeas:

Messrs.:	Brown	Elrod	Hall
Arrington	Cooper	Faulk	Hartwell
Bonner	Denson	Green	Higgins

Hill	Judge	Lewis	Wallace
Hollis	Key	Lusk	Weathers
Holmes	Kline	Pride	Winkler
Jones	Lee	Thach	—26.

Nays, 0.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bill:

H. 1179. Providing for the organization, operation, regulation and control of mutual insurance corporations or associations without capital stock, insuring their members against loss by fire, lightning, tornado, windstorm and cyclone, or by any one or more of said causes.

And sends same herewith to the Senate without engrossment.

W. F. Herbert,
Clerk.

HOUSE MESSAGES.

The House bill in the foregoing House message was read once and referred to appropriate standing committee, as follows:

H. 1179. To the Committee on Banking and Insurance.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has passed the following Senate bills, and returns same herewith to the Senate:

S. 477. To require all persons appointed as auditors or examiners of books or accounts of the State of Alabama to be certified public accountant according to law.

S. 456. To create a State board of accountancy and to prescribe its powers and duties, to provide for the examination of and issuance of certificates to qualified accountants and to provide a penalty for violation of this act.

S. 476. To regulate the charging of fees and furnishing of information within the several departments of the State, and to provide for the covering into the State treasury of such fees.

S. 791. To amend subdivision 7 of section 5987 of the Code of Alabama.

S. 764. To amend sections 1222 and 1226 of the Code of 1907 relating to recorders and recorder's courts and to fines and sentences imposed by them.

W. F. Herbert,
Clerk.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has concurred in and adopted Senate joint resolution 179:

S. J. R. 179. Relative to adjournment.

And returns same herewith to the Senate.

W. F. Herbert,
Clerk.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has concurred in and adopted the report of the Committee on Conference on the disagreement of the two Houses to the Senate amendments to H. 987:

H. 987. To submit to the qualified voters of the State of Alabama at the general election to be held on the first Tuesday after the first Monday in November, nineteen hundred and sixteen, for their consideration, an amendment to the Constitution of the State authorizing cities, towns and villages, and other municipalities other than the cities of Birmingham and Montgomery, to levy and collect annually a tax for the general purposes not exceeding one-half of one per centum of the value of the property therein as assessed for State taxation during the preceding year in addition to the taxation permitted by section 215 of the Constitution of 1901, when authorized so to do by the qualified voters thereof.

And sends same herewith to the Senate.

W. F. Herbert,
Clerk.

REPORT OF CONFERENCE COMMITTEE H. 987.

To the Speaker of the House and the President of the Senate:

We, your conference committee, appointed by the Speaker of the House and the President of the Senate on the disagreement of the two Houses on H. 987, beg leave to report as follows:

We recommend that the Senate recede from all amendments and the following amendment be adopted, viz.:

1st. Amend the title by striking out "215" in figures, and insert in lieu thereof "216."

2nd. Amend the title and body of the bill by striking out the word "preceding" wherever it appears therein, and insert in lieu thereof the word "current."

3rd. Amend the title and section one of the bill by adding after the word "Montgomery," where the same appears therein, the following: "Decatur, New Decatur and all municipalities located within the counties of Geneva, Pickens, Sumter, Baldwin, Dale, Escambia, Monroe, Henry, Houston, Marengo, Wilcox, Talladega, DeKalb, Jackson and Marshall."

H. A. Bradshaw,
O. R. Brindley,
John W. Lapsley,
Committee of House,
H. C. Thach,
T. S. Faulk,
Chas. D. Kline,
Committee of Senate.

CONFERENCE REPORT.

On motion of Mr. Thach, the Senate concurred in and adopted the foregoing report of the Committee of Conference on the disagreement of the two Houses on Senate amendments to H. 987.

Yeas, 26; nays, 0.

Yeas:

Messrs.:	Bell	Brown	Easterly
Arrington	Bonner	Denson	Elrod

Green	Jones	Lewis	Pride
Hartwell	Judge	Lusk	Thach
Higgins	Key	Miller	Wallace
Hill	Kline	McCain	Weathers
Holmes	Lee	Price	—26.

Nays, 0.

BILLS ON THIRD READING AND CONSIDERATION OF SPECIAL ORDERS.

The bill:

H. 544. To regulate and provide for the volunteer military forces of the State of Alabama.

Was taken up.

Mr. Arrington offered the following amendment to said bill, to wit:

Amend the title to H. 544 by adding at the end of same as it now reads, the following: "And to promote its efficiency; to prescribe rules, regulations, and means for its organization, armament, equipment, discipline, control and supervision; to provide for its maintenance, support and up-keep; to provide means for the enforcement of this act, and to fix penalties and punishments for violations of this act."

Which was adopted.

Yeas, 22; nays, 0.

Yeas:

Messrs.:	Cooper	Holmes	Miller
Arrington	Easterly	Judge	McCain
Bell	Faulk	Key	Pride
Bonner	Green	Kline	Thach
Bulger	Hall	Lewis	Weathers
Burns	Hartwell	Lusk	—22.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 28; nays, 0.

Yeas :

Messrs. :	Elrod	Jones	McCain
Arrington	Faulk	Judge	Price
Bonner	Hall	Key	Pride
Bulger	Hartwell	Kline	Thach
Burns	Higgins	Lewis	Wallace
Cooper	Hill	Lusk	Weathers
Denson	Holmes	Miller	Winkler
Easterly			—28.

Nays, 0.

The bill:

S. 58. Providing contributory negligence shall be no bar to recover in actions brought to recover damages in certain cases and providing that in such cases the question of negligence and contributory negligence are for the jury to determine.

Was read a third time at length and lost.

Yeas, 9; nays, 13.

Yeas :

Messrs. :	Higgins	Kline	Miller
Cooper	Hill	Lusk	Weathers
Easterly	Judge		—9.

Nays:

Messrs. :	Brown	Faulk	Lee
Arrington	Bulger	Hall	Thach
Bell	Burns	Key	Wallace
Bonner	Elrod		—13.

The bill:

S. 470. To limit the purchase of all codes, reports, journals and acts of the Legislature.

Was taken up.

The Committee on Judiciary offered the following substitute to said bill, to wit:

A bill to be entitled an act to limit the printing of all codes, reports, journals, and acts of the Legislature.

Be it enacted by the Legislature of Alabama:

Section 1. That from and after the passage of this act no more than one-half the number of the amount

now fixed by law to be printed of reports, codes, journals and acts of the Legislature shall be printed.

Which was adopted.

Yeas, 21; nays, 0.

Yeas:

Messrs.:	Denson	Hill	Lusk
Arrington	Easterly	Judge	Milner
Bonner	Elrod	Key	Pride
Brown	Faulk	Kline	Wallace
Bulger	Hall	Lewis	Weathers
Cooper	Higgins		—21.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed and ordered sent forthwith to the House without engrossment.

Yeas, 20; nays, 0.

Yeas:

Messrs.:	Denson	Hill	Lusk
Arrington	Easterly	Jones	Miller
Bonner	Faulk	Judge	Milner
Brown	Hall	Key	Pride
Bulger	Higgins	Kline	Weathers
Burns			—20.

Nays, 0.

The bill:

S. 209. To provide for the release of prisoners confined in jail for a period of more than ninety days upon a charge of a misdemeanor.

Was taken up.

The Committee on Penitentiary, Prison and Prison Punishment offered the following amendment to said bill:

Amend section 1 of S. 209 by striking out the word "ninety" wherein it appears in said section, and inserting in lieu thereof the word "sixty."

Which was adopted.

Yeas, 19; nays, 4.

Yeas:

Messrs.:	Easterly	Hartwell	Kline
Arrington	Elrod	Higgins	Lewis
Bell	Faulk	Holmes	Miller
Brown	Green	Judge	Pride
Bulger	Hall	Key	Weathers

—19.

Nays:

Messrs.:	Lusk	Thach	Wallace
Lee			

—4.

Mr. Lusk moved to indefinitely postpone the bill and amendment, which motion prevailed, and said bill and amendment was indefinitely postponed.

RESOLUTION.

Mr. Lusk offered the following resolution:

S. R. 18. Resolved, that the Committee on Judiciary be requested to report to the Senate during this day H. 62.

Which was, under a suspension of the rules, adopted.

MESSAGE FROM THE HOUSE.

Mr. President:

The House accedes to the request for a Committee of Conference on the disagreement of the two Houses on the House amendments to S. 558 and S. 546.

And the Speaker of the House has appointed on the Committee of Conference the following members: Messrs. Davis, Tunstall, Merritt, Welch and Brindley.

And returns said bill to the Senate.

W. F. Herbert,
Clerk.

MESSAGE FROM THE HOUSE.

Mr. President:

The House accedes to the request for a Committee of Conference on the disagreement of the two Houses on the House amendments to S. 489.

And the Speaker of the House has appointed on the Committee of Conference the following members: Messrs. Blackwell, Fite of Tuscaloosa and Darden.

And returns said bill to the Senate.

W. F. Herbert,
Clerk.

MOTION TO TAKE FROM ADVERSE CALENDAR.

Pursuant to notice heretofore given, Mr. Judge moved to take H. 300 from adverse calendar, give it a second reading and place it on the calendar for a third reading on to-morrow.

Mr. Bonner moved to lay Mr. Judge's motion upon the table, which motion prevailed.

Yeas, 18; nays, 11.

Yeas:

Messrs.:	Hill	Lewis	Thach	
Bonner	Jones	Lusk	Wallace	
Elrod	Key	Milner	Weathers	
Green	Kline	Price	Winkler	
Hartwell	Lee	Pride		—18.

Nays:

Messrs.:	Bulger	Hall	Holmes	
Bell	Easterly	Higgins	Judge	
Brown	Faulk	Hollis	McCain	
				—11.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has amended as therein shown, and as amended has passed, the following Senate bill:

S. 300. To appropriate the sum of one thousand dollars annually for the expense of holding the annual reunion of the Alabama division of the United Confederate Veterans and to authorize the Governor to appoint a commissioner to receive and disburse the said sum.

And returns same herewith to the Senate.

W. F. Herbert,
Clerk.

HOUSE MESSAGE.

On motion of Mr. Lewis, the Senate concurred in the following amendment by the House to S. 300, the title of which is set out in the foregoing message from the House, to wit:

Amend by adding at the end of bill: "Provided, that the expenditures hereunder shall be subject to examination by the public examiner under the direction of the Governor.

Amend said bill by adding at the end: "That the commission provided for by this act shall be a Confederate soldier."

Yeas, 17; nays, 2.

Yeas:

Messrs.:	Easterly	Lee	Thach
Arrington	Elrod	Miller	Wallace
Bell	Holmes	Milner	Weathers
Brown	Key	Pride	Winkler
Denson	Kline		

—17.

Nays: Messrs. Faulk and Lusk.—2.

BILLS ON THIRD READING RESUMED.

The bill:

S. 381. To appropriate the net revenues received by the State from the licensing of motor vehicles, dealers, and manufacturers of motor vehicles, garages, and chauffeurs, to the State highway department.

Was taken up.

The Committee on Finance and Taxation offered the following amendment to said bill, to wit:

Amend section two of said bill by striking out the words "1918" where they appear in lines six and nine of said section, and add in lieu thereof the words "1916."

Mr. Key offered the following amendment to said committee amendment, to wit:

Amend the amendment by striking out "1916," where it appears therein, and insert in lieu thereof "1917."

Which was adopted.

And said committee amendment, as thus amended, was adopted.

Yeas, 20; nays, 1.

Yeas:

Messrs.:	Burns	Higgins	Miller
Arrington	Cooper	Key	Pride
Bell	Elrod	Kline	Thach
Bonner	Faulk	Lewis	Wallace
Brown	Hall	Lusk	Weathers
Bulger			—20.

Nay: Mr. Judge.—1.

The Committee on Finance and Taxation also offered the following amendment to said bill:

Amend section one of said bill by adding at the end thereof the following: "Which appropriation shall be in lieu of all other monies now appropriated to the several counties of this State under what is known as the highway law; and all laws and parts of laws in conflict with this act are hereby repealed."

Mr. Key moved to lay said amendment on the table, which motion prevailed, and said amendment was laid upon the table.

Yeas, 16; nays, 5.

Yeas:

Messrs.:	Hall	Kline	Pride
Arrington	Higgins	Lee	Thach
Bonner	Holmes	Lewis	Wallace
Brown	Key	Milner	Weathers
Burns			—16.

Nays:

Messrs.:	Faulk	Lusk	Miller
Elrod	Judge		—5.

And said bill, as thus amended, was read a third time at length and passed, and ordered sent forthwith to the House without engrossment.

Yeas, 22; nays, 1.

Yeas:

Messrs.:	Faulk	Judge	Miller
Bell	Green	Key	Milner
Bonner	Hall	Kline	Pride
Brown	Higgins	Lee	Thach
Bulger	Hollis	Lewis	Weathers
Denson	Holmes	Lusk	—22.

Nay: Mr. Elrod.—1.

The bill:

S. 472. To prescribe the method of purchase of supplies by the several departments of the State out of their maintenance fund.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment.

Yeas, 18; nays, 0.

Yeas:

Messrs.:	Denson	Hollis	Pride
Arrington	Elrod	Judge	Thach
Bell	Hall	Kline	Wallace
Bonner	Higgins	Lusk	Weathers
Burns	Hill	Miller	—18.

Nays, 0.

The bill:

S. 643. To amend section 707 of the Code of Alabama, 1907. (Relates to salary of county health officers.)

Was taken up.

Mr. Wallace moved to indefinitely postpone said bill, which motion prevailed, and said bill was indefinitely postponed.

Yeas, 13; nays, 9.

Yeas:

Messrs.:	Denson	Kline	Thach
Arrington	Hall	Lee	Wallace
Brown	Hill	Lewis	Weathers
Burns	Judge		—13.

Nays:

Messrs.:	Elrod	Higgins	Lusk	
Bell	Faulk	Key	Miller	
Bonner	Green			—9.

The bill:

S. 399. To regulate, govern, and protect, and to exempt from taxation unincorporated, fraternal or beneficiary voluntary associations, having a membership of not less than ten members.

Was taken up.

The Committee on Finance and Taxation offered the following amendment to said bill:

To amend by adding at the end thereof the following, viz.: "Provided, that this exemption shall not apply to property which is not exclusively used for the purposes of such society, order or association, and that if a portion of said property is used for other than such purpose then such portion shall not exempt from taxation."

Which was adopted.

Yeas, 17; nays, 3.

Yeas:

Messrs.:	Hall	Jones	Lusk	
Arrington	Hartwell	Judge	Miller	
Bell	Higgins	Kline	Thach	
Burns	Hill	Lee	Wallace	
Denson	Holmes			—17.

Nays:

Messrs.:	Bonner	Faulk	Green	
				—3.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 13; nays, 5.

Yeas:

Messrs.:	Easterly	Judge	Miller	
Bell	Hall	Kline	Wallace	
Burns	Higgins	Lee	Weathers	
Denson	Jones			—13.

Nays:

Messrs.:	Elrod	Key	Lusk	
Bonner	Faulk			—5.

The bill:

S. 749. To provide for the destruction by the sheriffs or their authorized deputies in this State, of stills and others objects used in the manufacture of prohibited liquors and beverages, and to provide a reward for such destruction.

Was taken up.

Mr. Lusk moved that said bill and the committee amendment thereto be indefinitely postponed, which motion prevailed, and said bill and amendment was indefinitely postponed by the Senate.

Yeas, 17; nays, 6.

Yeas:

Messrs.:	Hall	Lee	Pride	
Arrington	Higgins	Lewis	Thach	
Bonner	Hill	Lusk	Weathers	
Elrod	Judge	Miller	Winkler	
Faulk	Kline			—17.

Nays:

Messrs.:	Green	Jones	Wallace	
Denson	Hartwell	Key		—6.

RESOLUTION BY RULES COMMITTEE.

Mr. Jones, chairman of the Standing Committee on Rules, reported the following resolution:

By Rules Committee:

S. R. 182. Be it resolved, that all committees shall be authorized to make reports at any time during the sessions of today and tomorrow.

Mr. Winkler raised a point of order that this resolution could not be considered by the Senate except by unanimous consent, and he objected to its consideration. The President of the Senate considered the point well taken, from which ruling Mr. Lusk appealed to the Senate and called for a yeas and nays vote. The Senate sustained the chair in its ruling.

Yeas, 24; nays, 5.

Yeas:

Messrs.:	Cooper	Hartwell	Lee
Arrington	Denson	Hill	McCain
Bell	Easterly	Holmes	Thach
Bonner	Elrod	Jones	Wallace
Brown	Green	Judge	Weathers
Bulger	Hall	Kline	Winkler
Burns			—24.

Nays:

Messrs.:	Higgins	Lusk	Miller
Faulk	Key		—5.

Mr. Lusk offered the following resolution:

S. R. 183. Resolved, that the Committee on Finance and Taxation be requested to report back to the Senate at the night session H. 638.

And states that it is a resolution that demands immediate consideration and moves its adoption.

Mr. Winkler raised a point of order that this resolution does not require immediate consideration, and the President of the Senate declared the point well taken, from which ruling Mr. Lusk appeals to the Senate, and the Senate sustained the President in his ruling.

Yeas, 25; nays, 5.

Yeas:

Messrs.:	Denson	Jones	McCain
Arrington	Easterly	Judge	Price
Bonner	Elrod	Key	Thach
Brown	Hall	Kline	Wallace
Bulger	Hartwell	Lee	Weathers
Burns	Hill	Lewis	Winkler
Cooper	Holmes		—25.

Nays:

Messrs.:	Faulk	Lusk	Miller
Bell	Higgins		—5.

Said resolution was thereupon read and referred to Standing Committee on Rules.

REPORT FROM THE RULES COMMITTEE.

Mr. Jones, chairman of the Committee on Rules, reported that said committee, in session, had acted on S. R. 183 and ordered same returned to the Senate with a favorable report, and moved the adoption of said report, which prevailed, and said report was adopted and concurred in and said resolution adopted.

NOTICE.

Mr. Lusk gave to the Senate the following notice:

Notice is hereby given that on to-morrow a motion will be made to amend Rule 48 so that Rule 48, as amended, shall read as follows:

Rule 48. When a committee has decided adversely to any bill or resolution, such action shall be endorsed thereon under Rule 51, and said bill forthwith delivered to the secretary of the Senate, who shall note the unfavorable report on the register or docket of bills. Any senator may at any time move the second reading of such bill or resolution when the same may by a majority vote of the Senate be read by its title a second time and placed on the calendar. Only 10 minutes to the side shall be allowed for the discussion of such motion—which may be divided as the senators favoring and opposing same may agree for their respective sides.

Mr. Lusk offered the following resolution:

S. R. 184. Resolved, that any Standing Committee of the Senate be permitted to report at any time during the session.

Which was read and referred to the Standing Committee on Rules.

Mr. McCain offered the following resolution:

S. R. 185. Resolved by the Senate, that members of the Senate be and they are hereby given the copies of the Code furnished them at the beginning of the session, and that the doorkeeper of the Senate be and he is hereby relieved of all responsibility therefor.

Which was, under a suspension of the rules, adopted by the Senate.

RECESS.

At 6:00 o'clock P. M., on motion of Mr. Faulk, the Senate took a recess until 8 o'clock to-night.

NIGHT SESSION.

Monday, September 20, 1915.

The Senate re-assembled at 8:00 o'clock P. M.

ROLL CALL.

On a call of the roll 23 Senators answered to their names, a quorum of the Senate.

REPORTS OF COMMITTEES.

Mr. Lusk, chairman of the Standing Committee on Judiciary, reported that said committee, in session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to wit:

By Mr. Shapiro (with amendment):

H. 62. To define, regulate and control the business of the making of loans or advancements of money in sums of two hundred dollars or less in amount, and to regulate the assignment of wages and salary, when given for such loans or advancements, and to punish acts in violation of the provisions hereof.

By Mr. Thompson of Baldwin:

H. 1686. To permit county commissioners in counties of more than fifteen hundred square miles to succeed themselves in office if they are properly qualified and elected.

Mr. Hollis, chairman of the Standing Committee on Privileges and Elections, reported that said committee, in session, had acted on the following bills and ordered same returned to the Senate with a favorable report,

and they were severally read a second time and placed on the calendar, to wit:

By Mr. Davis:

H. 1465. To amend section 354 of the Code of Alabama of 1907.

By Mr. Davis:

H. 1466. To amend section 400 of the Code of Alabama of 1907.

ADVERSE REPORT.

Mr. Hartwell, the chairman of the Standing Committee on Finance and Taxation, having refused to sign the committee report on:

H. 638. To amend an act entitled an act "to regulate the fees of the sheriffs for feeding prisoners in jail under charge or conviction of any indictable offense, and to provide for the payment thereof," approved April 8, 1911.

The following members report to the Senate that said bill was acted upon by said committee in session, and was by order of said committee returned therefrom with an adverse report.

This 20th day of September, 1915.

J. R. Bell,
C. H. Miller,
J. C. Brown,
L. A. Easterly,
Thos. J. Judge,
W. W. Hill,
W. H. Cooper,
J. T. Denson,
J. A. Lusk.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has amended as therein shown, and as amended has passed, the following Senate bill:

S. 213. To provide for the payment of equitable claims against counties.

And returns same herewith to the Senate.

W. F. Herbert,
Clerk.

HOUSE MESSAGE.

On motion of Mr. Lee, the Senate concurred in the following amendment by the House to S. 213, the title of which is set out in the foregoing message from the House, to wit:

Amend the bill by adding at the end of section 4 the following: "Provided, however, that this act shall not apply to counties having a population of thirty-five thousand or more according to the last Federal census."

Yeas, 22; nays, 0.

Yeas:

Messrs.:	Faulk	Jones	McCain
Bell	Green	Judge	Thach
Bonner	Hall	Key	Price
Brown	Hartwell	Kline	Pride
Bulger	Higgins	Lusk	Winkler
Denson	Hill	Miller	—22.

Nays, 0.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has passed the following Senate bills and returns same herewith to the Senate:

S. 485. To establish a budget system for the State of Alabama.

S. 483. To prescribe a stamp tax to be paid on the sale of fertilizer or its component parts in bulk, and regulate the sale of fertilizer or its component parts.

S. 158. To require the bodies of all dead animals to be burned or buried and to provide a penalty for the failure to do so.

W. F. Herbert,
Clerk.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bills:

H. 1155. To regulate the pursuit of the profession and avocation of a piano tuner and repairer and to in-

sure the better qualifications of persons following such business in the State of Alabama.

H. 1669. To provide for the certification and publication of the acts of Alabama enacted subsequent to the Code of 1907.

And sends same herewith to the Senate without engrossment.

W. F. Herbert,
Clerk.

HOUSE MESSAGES.

The House bills in the foregoing House message were severally read once and referred to appropriate standing committees, as follows:

H. 1155. To the Committee on Education.

H. 1669. To the Committee on Revision of Laws.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has passed the following Senate bills and returns same herewith to the Senate:

S. 345. To amend section 5422 of the Code of Alabama, 1907. (Relates to indexes to all instruments filed for record by the probate judge, and provides for separate indexes to instruments conveying real and personal property.)

S. 651. To further regulate the issuance of patents to owners or purchasers of sixteenth section land and prescribe the conditions on which the said patents may be issued and by whom.

And returns same herewith to the Senate.

W. F. Herbert,
Clerk.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has adopted the following Senate resolution:

S. 536. Proposing an amendment to section 48 of the Constitution of Alabama, so as to provide for biennial sessions of the Legislature.

Yeas, 71; nays, 7.

Which was three-fifths of all the members elected to the House of Representatives.

And returns same herewith to the Senate.

W. F. Herbert,
Clerk.

REPORT FROM COMMITTEE ON ENROLLED BILLS.

Mr. President:

Your Standing Committee on Enrolled bills, beg leave to report that said committee, in session, have compared the following enrolled bills with the engrossed and original bills, respectively, and find the same correctly enrolled, to wit:

S. 213. To provide for the payment of equitable claims against counties.

C. H. Miller,
Chairman.

SIGNING OF BILLS.

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the secretary of the Senate, signed the following bills:

S. 213. To provide for the payment of equitable claims against counties.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bill:

H. 1513. To permit railroads or other carries of passengers in this State to give or issue free passes, tickets, or free transportation to the officers or employees of the department of archives and history, and to permit such officers or employees to use such transportation.

And ordered same sent forthwith to the Senate without engrossment.

W. F. Herbert,
Clerk.

HOUSE MESSAGES.

The House bill in the foregoing House message was read once and referred to appropriate standing committee, as follows:

H. 1513. To the Committee on Commerce and Common Carriers.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and passed the following bill:

H. 1424. To prescribe, fix and regulate contracts of sale for future delivery of stocks, bonds or other commodities and to make the contract of sale of cotton for future delivery conform with the acts of Congress, approved August 18th, 1914, and known as the United States Cotton Future Act, including such amendments as may hereafter be made to said act of Congress, and for the punishment of a violation thereof.

And sends same herewith to the Senate.

W. F. Herbert,
Clerk.

HOUSE MESSAGES.

The House bills in the foregoing House message was read once and referred to appropriate standing committee, as follows:

H. 1424. To the Committee on Revision of Laws.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has passed the following Senate bill:

S. 748. To make appropriation for the payment of the expenses to be incurred in the proclamations of the Governor on constitutional amendments to be submitted to the qualified voters of the State under the authority of joint resolution adopted at the 1915 session of the Legislature of Alabama.

And returns same herewith to the Senate.

W. F. Herbert,
Clerk.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has amended as therein shown, and as amended has passed the following Senate bill:

S. 506. To provide for the election of a solicitor for every judicial circuit in the State and fix his salary, authorize the appointment of deputy solicitors, prescribe their duties and authorities and fix their salaries.

And returns same herewith to the Senate.

W. F. Herbert,
Clerk.

HOUSE MESSAGE.

On motion of Mr. Lusk, the Senate non-concurred in the following amendment by the House to S. 506, the title of which is set out in the foregoing message from the House, to wit:

Amend S. 506 as follows:

(1) Amend the title so as to read as follows: A bill to be entitled an act to provide for the election of a solicitor for each judicial circuit in the State; to fix his compensation; authorize the appointment or election of deputy solicitors and assistant solicitors, prescribe their duties and authority, and fix their compensation.

(2) Also, amend by adding at the end of section 1 thereof the following: "In all circuits composed of only one county, and in which there are more than three judges, and in which the circuit court is held at the county site and at some other place in the county and the cases arising in a designated portion of the county are tried at a place other than the county site and the cases arising in the remaining portion of the county are tried at the county site, there shall also be elected by the qualified electors of that portion of the county wherein the cases arise that are tried at the place of holding the circuit court other than at the county site a deputy solicitor of such circuit who shall at the time of his election and during his term of office reside in the territory from which he is elected, and who shall hold office for the same term as the solicitors whose elections are provided for in this section, and who shall, in the absence of the circuit solicitor, discharge the same du-

ties and exercise the same authority within the territory from which he is elected as if he were solicitor; and he shall receive a salary of twenty-four hundred dollars, (\$2,400.00) per annum, payable out of the State treasury as the salaries of solicitors are paid; and who shall be under the supervision of the circuit solicitor of such circuit; and who may, when not engaged in the discharge of his official duties in the territory from which he is elected, perform the duties and exercise the authority of deputy or assistant solicitor in the circuit court held at the county site.

(3) Also amend section 3 so as to read as follows:

(3) Every solicitor elected under the provisions of this act shall perform all such duties and exercise all such powers as may be prescribed by law, and receive an annual salary of two thousand four hundred dollars (\$2,400.00), payable monthly out of the State treasury; provided, that in circuits that are composed of only one county and in which there are more than three judges the salary of the circuit solicitor shall be forty-five hundred dollars (\$4,500.00) per annum, twenty-four hundred dollars (\$2,400.00) of which shall be paid out of the State treasury as other circuit solicitors are paid, and the remainder shall be paid out of the county treasury of such county in equal monthly installments on the warrant of such solicitor.

(4) Also amend section 4 by striking out all of said section after the word "pleasure," in line 9 thereof.

(5) Also amend section 4 by adding at the end thereof the following: "Provided, that where a county solicitor has been elected in any county in any circuit composed of more than one county, he shall become the deputy solicitor of the county, and no deputy solicitor shall be appointed in such county until the expiration of the term for which such county solicitor was elected. Provided, that in counties of circuits composed of more than one county, where there is now a county solicitor whose salary is paid by the county, and who also acts or who has acted as solicitor for the law and equity court in said county, such county solicitor shall hold office as such county or deputy solicitor for the term for which he was appointed or elected, and shall re-

ceive the same compensation as is now provided by law, to be paid by the county. Provided that thereafter such deputy solicitor shall be appointed by the circuit solicitor as herein provided.

(6) Also amend section 5 so as to read as follows:

(5) There shall be paid out of the county treasury, except as herein otherwise provided, to the deputy solicitor of the county an annual salary, in equal monthly installments, of five hundred dollars (\$500.00) in counties having less than twenty thousand population, according to the last preceding Federal census, and in counties having twenty thousand population and less than thirty thousand, six hundred dollars (\$600.00); and in counties having thirty thousand population and less than forty-five thousand, nine hundred dollars (\$900.00); and in counties having more than forty-five thousand population and not exceeding seventy-five thousand population, twelve hundred dollars (\$1,200.00), which shall be in lieu of all fees or compensation allowed by law to such deputy solicitor, the payment of such salaries to be by warrant of the probate judge of the county drawn on the treasurer thereof; the population to be determined by the last Federal census preceding the time of the payment of the salaries; provided that in counties where circuit or county court is held at more than one place in such county, the deputy solicitor shall receive an annual salary of seven hundred fifty (\$750.00) dollars, payable in the same manner as other deputy solicitors are paid. Provided, however, that in circuits of more than one county having two circuit judges, and there is now a solicitor of law and equity court in any such county who is receiving for his services fees for prosecuting criminal cases in such law and equity court, such solicitor shall, until the expiration of his present term be the sole deputy solicitor of such county, and during such time receive all solicitor's fees paid into the county treasury on account of convictions that may be had in the county court of such county. And provided, further, that in all counties not herein otherwise provided for, in which there is now a law and equity court, or court of like jurisdiction, having a solicitor whose term will not

expire by the first Monday after the second Tuesday in January, 1917, such solicitor, until the expiration of his present term, shall be the sole deputy solicitor for the county and receive as compensation for his services all solicitor's fees collected for convictions in the county court. The payment of all fees to be received by deputy solicitors hereunder shall be by warrant of the probate judge of the county drawn on the treasurer thereof.

(7) Also amend section 6 to read as follows:

In counties which alone constitute a circuit and which have less than 45,000 population according to the last or any subsequent Federal census, in which there is only one judge, there shall be no deputy solicitor, but the circuit solicitor in such counties. In circuits composed of only one county having two and not more than three judges, the deputy solicitor shall receive \$1,800 per annum, and in circuits having more than three judges, the circuit solicitor may appoint not exceeding three deputy solicitors who shall be paid the following salaries: For the first deputy, \$3,600.00 per annum, and for the other two, \$2,400.00 per annum each. \$2,400.00 annually of the salary of the first deputy, and \$1,800.00 annually of the salary of each of the other deputies to be paid out of the State treasury as the salaries of the circuit solicitors are paid, and \$1,200.00 annually of the salary of the first deputy, and \$600.00 annually of the salary of each of the other deputies to be paid out of the treasury of the county, in monthly installments on warrants drawn on the treasurer by the circuit solicitors in favor of said deputies. In judicial circuits of one county having three circuit judges, the board of revenue or court of county commissioners of each of said counties of the State shall supplement out of the revenue of such county the salary of the solicitor of that county at the time of going into effect of this act. The idea and intention thereof being to empower and direct such board of revenue or court of county commissioners to pay out of the funds of the county in the same manner as the salaries of county officers or employees are paid to the solicitor for such circuit an amount necessary when added to the salary paid such solicitor by the State as herein provided for to equal

the salary received by such solicitor at the time of the passage and approval of this act. The treasurer of such county is hereby directed to honor and pay to the solicitor such amount as herein provided for. The amount herein supplemented shall be paid monthly in equal installments. Nothing in this act shall be construed as to alter, change or repeal any local law providing for an assistant solicitor in any county composing a judicial circuit with three circuit judges where there is now an assistant solicitor, the local act creating such position as assistant solicitor is not repealed or altered by this act, but such act shall continue in full force and effect, and the provisions of this act relating to assistant solicitors or deputy solicitors shall not relate to or affect any county comprising one judicial circuit with three circuit judges.

(8) Also, amend section 9 by striking out all of said section after the words "January, 1917," where they first occur in line 5 thereof.

(9) Also, amend by adding at the end of section 10 the following: "And all of the provisions of such local act or acts, as well as all of the provisions of all other local or special acts applicable to such county solicitor or solicitor of any court in such county which are not in conflict herewith are hereby made applicable in all things to the circuit solicitor in the county where such local acts apply, just as fully and to the same extent as they now apply to such county solicitor or the solicitor of any court in such county. Provided, however, that in circuits of one county having more than three judges and having a county solicitor elected by the qualified electors of the county, such solicitor shall until the first Monday after second Tuesday in January, 1919, be the chief prosecuting officer of the county, and during such time continue to receive the same salary and from the same source as at the time of the approval of this act, and exercise all the powers now conferred upon him by existing laws."

Amend the amendment to S. 506 by adding to the last section of said bill the following: "That in counties in circuits where there is now a solicitor for the law and equity court and no circuit court, prior to Jan-

uary first, 1915, the solicitor of said law and equity court shall be the deputy or county solicitor in said county, until the first Monday after the second Tuesday in January, 1919, at a salary of eighteen hundred dollars a year; said salary to be paid by the county in the manner that deputy or county solicitors are paid as provided by this bill.

Amend S. 506 by striking out section 7 and inserting in lieu thereof the following:

7. For every conviction for a misdemeanor in the county courts or inferior courts there shall be taxed and collected as a part of the costs and paid into the county treasury the same solicitor's fee provided for convictions in such cases in the circuit court.

Amend S. 506 further by adding to section 5 thereof the following: "In circuits of one county having one judge and a population of 45,000 or more where there is now a county court or city court with the jurisdiction of a circuit court, and having a solicitor elected by the qualified electors of such county, whose term of office will not expire by the first Monday after the second Tuesday in January, 1917, such solicitor until the expiration of his present term shall be the sole deputy solicitor for the county and receive as compensation for his services all solicitor's fees collected for convictions in the county court. Provided, that such deputy solicitor shall not receive fees in excess of the salary he is now receiving as solicitor of the county or city court, and provided further that at the expiration of the time for which such county or city court solicitor, so acting as deputy solicitor, was elected to serve, the circuit solicitor in such circuits shall have the right to appoint a deputy solicitor whose salary shall be \$1,200.00 a year, paid by the county."

Amend S. 506 by striking out section 7 and inserting in lieu thereof the following:

7. For every conviction for a misdemeanor in the county courts or inferior courts there shall be taxed and collected as a part of the costs and paid into the county treasury the same solicitor's fee provided for convictions in such cases in the circuit court.

And requests a Committee of Conference thereon. In pursuance therewith the President of the Senate appointed as conferees on the part of the Senate, Messrs. Lusk, Bonner, Lee, Hill and Judge.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has amended as therein shown and as amended has passed the following Senate bill:

S. 384. To further regulate the relation of landlord and tenant and contracts of hire with reference to agricultural lands.

And returns same herewith to the Senate.

HOUSE MESSAGE.

On motion of Mr. Kline, the Senate non-concurred in the following amendment by the House to S. 384, the title of which is set out in the foregoing message from the House, to wit:

1. By striking from the amendment made by the Senate therein, the word, "April," and insert the word "May."

2. By inserting after the word "crops," and before the word "one," in the first section of the bill, the following words: "Or a substantial portion of such of the crops to be grown as are usually planted by that time."

And requests a Committee of Conference thereon. And in pursuance therewith the President of the Senate appointed as conferees on the part of the Senate, Messrs. Kline, Lewis and Holmes.

REPORT OF COMMITTEE ON CONFERENCE.

Mr. President:

Your Committee on Conference on H. 1128 beg leave to report as follows:

We recommend that the House recede from its position on the Senate amendments and concur in same.

C. H. Miller,
W. W. Hill,
Thos. J. Judge,
Committee on Part of the Senate.

G. G. Griffin,
 Bart B. Chamberlain,
 Ira B. Thompson,
 Committee on Part of the House.

CONFERENCE REPORT.

On motion of Mr. Miller, the Senate concurred in and adopted the report of the Conference Committee on the disagreement of the two Houses on the Senate amendments to:

H. 1128. To authorize and direct the court of county commissioners of Marengo county, to pay for advertising the notice and substance of local bills introduced in the Legislature for said county, out of any money in the treasury not otherwise appropriated, when the bill applies to the entire county, or any political subdivision of the said county, and when said bill has been ordered published by the senator or any representative of the county of Marengo, and this act shall be held to apply only to and include notices and substances of bills advertised for the July session of the Alabama Legislature, in year 1915.

Yeas, 28; nays, 0.

Yeas:

Messrs.:	Faulk	Holmes	Milner
Bell	Green	Judge	McCain
Bonner	Hall	Key	Price
Brown	Hartwell	Kline	Pride
Bulger	Higgins	Lee	Thach
Burns	Hill	Lusk	Wallace
Denson	Hollis	Miller	Winkler
Easterly			—28.

Nays, 0.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has amended as therein shown, and as amended has passed the following Senate bills:

S. 697. To provide for the building and furnishing of class rooms, administrative offices, assembly hall, li-

brary, gymnasium, dormitory and other buildings and improvements, for the Alabama Girls Technical Institute at Montevallo, and for the support and maintenance of the summer school of said institution.

S. 408. To prohibit State, county and municipal officials or employees thereof, from accepting transportation, money, or any kind of gift from any individual firm or corporation offering for sale any articles of any kind which are the subject of purchase by the State, or any county or municipality, or from any individual, firm or corporation which has any contract of any kind with the State, county or municipality, and to fix punishment for violation of this act.

S. 315. To amend section 3317 of the Code of Alabama, 1907.

S. 874. To further prescribe the authority and duties of the Attorney General and of solicitors acting under his authority; and to provide for the employment of special assistants by the attorney general; to provide for the conduct of the office of attorney general, to make an appropriation therefor, and to prescribe the method of its expenditure.

And returns same herewith to the Senate.

W. F. Herbert,
Clerk.

HOUSE MESSAGE.

On motion of Mr. Wallace, the Senate concurred in the following amendment by the House to S. 697, the title of which is set out in the foregoing message from the House, to wit:

Substitute for S. 697 reported by the Committee on Appropriations to the House:

A BILL

To be entitled an act to provide for the support and maintenance of a summer school for Alabama Girls Technical Institute at Montevallo, Alabama.

Be it enacted by the Legislature of Alabama:

1. That there is hereby appropriated out of any money in the State treasury the sum of five thousand dol-

lars annually for every year beginning October 1, 1915, for the support and maintenance of a summer school in and for that institute.

Yeas, 25; nays, 0.

Yeas:

Messrs.:	Denson	Judge	McCain
Bell	Green	Key	Price
Bonner	Hall	Kline	Pride
Brown	Hartwell	Lewis	Thach
Bulger	Hill	Lusk	Wallace
Burns	Hollis	Miller	Winkler
Cooper	Holmes	Milner	—25.

Nays, 0.

On motion of Mr. Bonner, the Senate concurred in the following amendment by the House to S. 408, the title of which is set out in the foregoing message from the House, to wit:

Amend S. 408 by adding to section 1 the following: "Provided, however, that nothing in this act shall be construed to prevent any street railway from granting free or reduced transportation by contract with the city or town or otherwise, to police officers, firemen, sanitary, meat, milk, plumbing, building and other inspectors, engineers, members of the street department and other ministerial officers of cities and towns while traveling on official business. Also amend by inserting the word "free" after the word "accept" and before the word "transportation," in line 5 of section 1.

Yeas, 25; nays, 0.

Yeas:

Messrs.:	Faulk	Judge	McCain
Bell	Green	Kline	Price
Bonner	Hall	Lee	Pride
Brown	Higgins	Lewis	Thach
Bulger	Hill	Lusk	Wallace
Cooper	Hollis	Miller	Winkler
Easterly	Holmes	Milner	—26.

Nays, 0.

On motion of Mr. Higgins, the Senate concurred in the following amendment by the House to S. 315, the title of which is set out in the foregoing message from the House, to wit:

Amend S. 315 as follows:

1. By striking out the following words and figures, namely: "Section 2. Be it further enacted."

2. By striking out the words "an annual," and inserting in lieu thereof the words "a semi-annual."

3. By inserting after the word "January," the words, "and July."

4. By adding to said bill the following: "Provided that the compensation to be paid for the publication herein provided for shall not exceed one hundred dollars in counties of less than forty thousand population, according to the last or any subsequent Federal census."

Yeas, 27; nays, 0.

Yeas:

Messrs.:	Denson	Hollis	Lusk
Bell	Easterly	Holmes	Miller
Bonner	Faulk	Judge	Milner
Brown	Green	Key	McCain
Bulger	Hall	Kline	Price
Burns	Hartwell	Lee	Pride
Cooper	Higgins	Lewis	Thach

—27.

Nays, 0.

On motion of Mr. Denson, the Senate concurred in the following amendment by the House to S. 874, the title of which is set out in the foregoing message from the House, to wit:

Amend the title of the bill by striking out the word "by," at the beginning of line 7, and inserting in lieu thereof the word "to."

Yeas, 29; nays, 0.

Yeas:

Messrs.:	Brown	Cooper	Faulk
Bell	Bulger	Denson	Green
Bonner	Burns	Easterly	Hartwell

Higgins	Key	Miller	Pride
Hill	Kline	Milner	Thach
Hollis	Lee	McCain	Wallace
Holmes	Lewis	Price	Winkler
Judge	Lusk		

—29.

Nays, 0.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has passed the following Senate bills:

S. 734. To prohibit white female nurses from nursing or being employed in nursing in wards or rooms in hospitals, either public or private, in which negro men are placed for treatment, or to be nursed, and to provide the punishment for a violation thereof.

S. 616. To further regulate primary elections in this State.

And returns same herewith to the Senate.

W. F. Herbert,
Clerk.

REPORT OF THE ALABAMA GOVERNOR'S MANSION COMMISSION.

Dr. Thomas M. Owen, secretary of the Alabama Governor's Mansion Commission, filed the following report:

(Mr. McCain moved that 500 copies of said report be printed for the use of the Senate, which motion prevailed, and the secretary was directed to have 500 copies of said report printed for the use of the Senate.)

REPORT OF THE ALABAMA GOVERNOR'S MANSION COMMISSION.

Montgomery, Ala., September 17, 1915.

To the Legislature of Alabama:

I have the honor to officially communicate herewith a detailed report of the Alabama Governor's Mansion Commission, comprising a full account of its "entire work and operations," as required by act of February 11, 1911.

Very respectfully,
Thomas M. Owen,
Secretary.

REPORT OF THE ALABAMA GOVERNOR'S MANSION
COMMISSION.

The report herewith submitted covers the entire work of the commission, authorized by the act of February 11, 1911, set out in full hereinafter, from April 27, 1911, the date of its first meeting, until the completion of its work and final adjournment on January 16, 1915, during which period twelve formal sessions were held. It is believed that everything necessary to a full and complete understanding of the execution of the duties imposed will be found hereinafter set forth.

ACT OF THE LEGISLATURE FEBRUARY 11, 1911, AUTHORIZING APPOINTMENT OF COMMISSION.

In order to a better understanding of its powers and duties, and the work to be done, it is proper to set out the full text of the act authorizing the commission. It is as follows (General Laws, 1911, pp. 20-22) :

No. 24.) AN ACT (S. 2.

To make an appropriation for the purchase of a residence for the Governor of Alabama, and grounds and furnishings therefor, and for the acquisition by condemnation or purchase of any real estate necessary or beneficial for such purpose, to provide a building commission for such purpose, and to make an annual appropriation for the maintenance of such residence.

Section 1. Be it enacted by the Legislature of Alabama, that a building commission is hereby created to consist of the Governor, the secretary of State, the attorney general, the director of the department of archives and history, and three citizens of the city or county of Montgomery, to be appointed by the Governor. The said commission to convene only upon the call of the Governor, which said commission is clothed with full authority and power for and in behalf of the State of Alabama, to contract for the erection, purchase or improvement of a residence for the Governor of Alabama, for the acquisition of grounds for such purpose

for the use of the State, and the furnishing of the same, the said commission being given full discretion to determine what grounds, buildings, extensions, enlargements, improvements and furniture shall be erected or acquired. The said building commission shall have the power to adopt all necessary rules, regulations and plans for its own guidance, and for the proper conduct of the duties herein imposed; it shall keep a regular journal of its proceedings, and shall make a detailed report of its entire work and operations to the next session of the Legislature, provided, that the members of said commission are to serve without compensation.

Sec. 2. That the attorney general when directed to do so by the hereinabove named commission is hereby authorized and directed to apply to the probate court of Montgomery county in the name of the State of Alabama for an order condemning to the use of the State of Alabama, in perpetuity, such land or lands, in the city or county of Montgomery, as the commission may deem necessary.

Sec. 3. That said application need not be verified by oath, but must in all respects take the same course, under the statutes, that all other applications for the condemnation of lands for public use now take.

Sec. 4. That the sum of fifty thousand dollars, or so much thereof as may be necessary to carry the provisions of this act, be and the same is hereby appropriated out of any moneys in the State treasury not otherwise appropriated for the purpose of carrying out the provisions of the preceding sections, and the State auditor is hereby authorized and directed to draw his warrant for the said amount or any part thereof, on the State treasury, only upon the requisition of the Governor, accompanied by a certificate that said amount or amounts have been contracted for; and that work and labor have been performed or that buildings or property have been purchased or acquired to the extent thereof.

Sec. 5. The sum of two thousand dollars per year, or so much thereof, as in the discretion of the Governor, may be necessary, be and the same is hereby appropriated out of any moneys in the treasury not other-

wise appropriated, to be paid only on the requisition of the Governor, in such sums and in such manners as may by him be deemed proper, for the general maintenance of said residence and grounds, in such manner as may to the Governor appear proper or necessary. Provided, the maintenance herein provided for shall become available on and after the mansion shall have been occupied by the Governor.

Approved February 11, 1911.

ORGANIZATION OF THE COMMISSION.

As will appear from the act, the commission was to be composed of the Governor, the secretary of State, the attorney general, and director of the department of archives and history, ex-officio, together with three citizens of the city or county of Montgomery, to be appointed by the Governor. Acting under the authority conferred upon him, the Governor, on February 20, 1911, named the three appointive members. Later he issued a call for the first meeting of the commission at his office, to be held on April 27, 1911.

At this meeting the entire membership was present, consisting of the following: Emmet O'Neal, Governor, Cyrus B. Brown, secretary of State, Robert C. Brickell, attorney general, and Thomas M. Owen, director of the department of archives and history, the four ex-officio members, and Michel H. Screws, William T. Sheehan, and William G. Covington, the three appointive members. Governor O'Neal was elected president, and Dr. Owen secretary. The commission adopted "rules, regulations and plans" for the conduct of its work.

This being the first meeting of the commission, the members discussed at much length the powers conferred and duties imposed, with a view to a wise accomplishment of the purposes contemplated by the Legislature. Among other points considered were the most appropriate location for a Governor's mansion, whether near or at a point remote from the State capitol, whether property owners or real estate agents should be permitted to personally submit properties or offers, whether the commission should undertake to build, or to pur-

chase a mansion, and the extent and character of furnishings.

In reaching a conclusion not to have public hearings, unless the commission itself might desire specific information, it was believed that no useful purpose would be served, other than to give property owners and real estate agents the chance to consume the time of the members. Further, it was thought that a visit to the various sites, followed by a careful consideration of the several points urged in favor of each, would better conserve the ends sought.

In order not have misleading and erroneous statements made with reference to the work of the commission it was further decided that one member of the commission, who was himself a newspaper man, should be charged with the duty of giving out the facts concerning the meetings and hearings.

Mr. Frank Lockwood, an architect residing in Montgomery, who had been the architect for the State in the erection of the south wing of the State capitol building, and who later was the architect for the State in the erection of the north wing of the capitol building, was present by invitation and addressed the commission in reference to the various subjects referred to.

The commission directed that a list be compiled of all residences or property which might be submitted, and that at the next meeting an inspection be made, for the purpose of making an early selection. When it became known that the commission was about to organize, several owners of property and real estate dealers had forwarded communications to the Governor and other members of the commission, submitting their properties.

At the same meeting it was decided that no site or building should be selected within three hundred yards of the present capitol building. In reaching this conclusion, the commission had the advice of executives in other states, who expressed the opinion that the home life, or privacy of the mansion, would be destroyed if a building was secured or erected in too close proximity to the capitol.

At the meeting on the afternoon of Saturday, April 29, all members were present. From three o'clock to

6:30 o'clock was spent in visiting houses and lots offered, and such inspection and examination made as the commission deemed necessary to a final decision thereon. Mrs. O'Neal, wife of the Governor, by special invitation, accompanied the party.

At the next meeting, May 13, after a full discussion and consideration of the buildings and sites offered, it was unanimously decided that the commission would not undertake to build a mansion, but would purchase a suitable residence therefor, already erected on some eligible lot within the city limits.

At this meeting it was decided to appoint a committee of three "for the purpose of having an inventory made, with an appraisal value of all the furniture, and at the same time to cause an investigation to be made, by competent plumbers of the building as to roof, drainage and sanitary connections of the M. Sable house, report thereon to be made at the next meeting."

In reaching a conclusion to purchase a residence already built, rather than to purchase a lot and erect a new building, several reasons operated. Among these, two were conclusive, namely, the desire of the Governor to secure the advantage of the Act at as early a date as possible, which he could not do within a year at least, if a new building was to be erected, and further, that a suitable building could not be erected and furnished, of the style and design desired, considering the cost of construction, including labor and materials, within the limits of the appropriation, after the purchase of a suitable lot.

Up to its third meeting on May 13, the commission had received offers of sale for fifty-two buildings and building sites in or near the city of Montgomery.

SELECTION OF THE M. SABLE RESIDENCE.

As previously stated, a committee was appointed to make an investigation and report upon the condition and eligibility of the residence of M. Sable, located on the southwest corner of Perry and South streets. At the fourth meeting held on May 22, after a general discussion of various offers and other things incident, in

which every phase of the situation was discussed, it appeared to be the consensus of opinion that the M. Sable house and lot was the best offer that had been made. The amount of the offer, \$48,500, was considered too high, and a committee of three was appointed to confer with the owners and to make an offer of \$45,000 for lot, house and sundry furniture. It was at the same time decided that if an agreement could not be reached as to the amount just referred to, the committee was authorized to make an offer of \$46,500.

At the meeting of May 27, the committee reported that M. Sable had been induced to accept the offer of \$46,500, and that an agreement to take the property on these terms had been made. Attached to the agreement was a list of the furniture included in the offer. The committee also submitted communications from Webber & Johnston, plumbers of Montgomery, in which it was stated that they had "examined the plumbing, heating and roofing at Mr. Moses Sable's residence and find same to be in a perfect condition." The committee also submitted a communication from W. A. Graves, contractor and builder of Montgomery, in which he stated that he had made an examination of the roof construction of the Sable residence, and that he found "it in good condition with the exception of a few minor items that would cost but little."

The commission had investigated the Sable residence on its first tour of inspection, and in addition to the formal written communications referred to, accompanying the report of the special committee, Mr. Frank Lockwood, architect, reported that he had examined, and was thoroughly familiar with the Sable residence, its construction, age and cost, that the building was in first class condition, and that the price agreed upon was, in his opinion, altogether reasonable.

At the meeting of May 28, the commission having before it the report of the committee, the written communications from experts, and having themselves personally examined the building, and having the testimony of Mr. Lockwood, formally decided to purchase the lot and building, with sundry furnishings, as shown by the list attached to the report of the committee, sub-

ject to a satisfactory report on the title by the attorney general. The latter was instructed to examine and to prepare a deed for the conveyance of the property to the State. A committee was named to check over the property as listed prior to delivery.

One of the controlling factors in causing the selection of the Sable residence was its location on the leading residence street of the city. It is believed that this property will constantly appreciate in value, and that at any time the State could realize on its investment if it were ever deemed desirable to change the location.

DEED OF CONVEYANCE AND ACCEPTANCE OF PROPERTY.

After an examination of the title had been made by the attorney general, a deed was executed to the State, dated May 29, 1911.

A committee appointed at the meeting of May 28 visited the residence on June 12, 1911, and checked over the furniture and furnishings included in the purchase. On this date the keys were delivered. At the meeting of June 13, the committee delivered the keys to the Governor.

A certified copy of the deed of conveyance, filed for record in the probate office of Montgomery county, Ala., June 1, 1911, and recorded in Book of Deeds No. 79, p. 529, is herewith presented:

Hattie L. Sabel & H.	} Deed.
to	
State of Alabama.	

This indenture, made and entered into on this the 20th day of May, 1911, by and between Hattie L. Sabel and Moses Sabel, her husband, both of the county and State aforesaid, parties of the first part, and the State of Alabama, party of the second part, witnesseth: That for and in consideration of the sum of forty-six thousand five hundred (\$46,500.00) dollars, by the party of the second part to the parties of the first part in hand paid, the receipt whereof is hereby acknowledged, the said Hattie L. Sabel and Moses Sabel, her husband, parties of the first part, have this day granted, bargain-

ed, sold and conveyed and by these presents do give, grant, bargain, sell and convey unto the State of Alabama, the following lot or parcel of land, lying and being in the city of Montgomery, county of Montgomery, and State of Alabama, and more particularly described as follows, to wit:

Beginning at the southwest corner of South and Perry streets, thence running southwardly along the western side of Perry street ninety feet, thence westwardly on a line parallel with South street two hundred and twenty feet, thence northwardly on a line parallel with Perry street ninety feet to South street, and thence along the south side of South street two hundred and twenty feet to the place of beginning," together with all the personal property therein contained, except china ware, glass ware and silver ware, a list of which personal property is furnished separately.

To have and to hold the aforegranted premises, together with all and singular the tenements, appurtenances and hereditaments thereunto belonging or in any wise appertaining unto the State of Alabama or its assigns in fee simple forever.

We, the said Hattie L. Sabel and Moses Sabel, her husband, do hereby covenant with the State of Alabama, and its assigns, that we are lawfully seized in fee of the aforegranted premises, that they are free from all incumbrance, and that we have a good and lawful right to sell and convey the same; that we will, for ourselves, our heirs, executors and administrators, warrant and defend the title to the aforegranted premises unto the State of Alabama and its assigns forever, against the lawful claims or demands of all persons whomsoever.

In witness whereof, we have hereto set our hands and affixed our seals, this the day and year first above written.

Hattie L. Sabel (Seal.)

Moses Sabel (Seal.)

The State of Alabama, }
Montgomery County. }

I, Paul F. Dix, a notary public in and for said county and State, hereby certify that Hattie L. Sabel and

Moses Sabel, whose names are signed to the foregoing conveyance, and who are known to me, acknowledged before me on this day that being informed of the contents of the conveyance, they executed the same voluntarily on the day the same bears date.

Given under my hand, this 29th day of May, A. D. 1911.

(Seal.)

Paul F. Dix,
Notary Public.

State of Alabama, }
Montgomery County. }

I, Paul F. Dix, a notary public in and for the county and State aforesaid, hereby certify that on the 29th day of May, 1911, came before me the within named Hattie L. Sabel, known to me to be the wife of the within named Moses Sabel, who, being examined separate and apart from her husband, touching her signature to the within conveyance, acknowledged that she signed the same of her own free will and accord, and without fear, constraint or threats on the part of her husband.

In witness whereof, I have hereunto set my hand, this 29th day of May, 1911.

(Seal.)

Paul F. Dix,
Notary Public.

The State of Alabama, }
Montgomery County. }

Office of the Judge of Probate.

I hereby certify that the within deed was filed in this office for record on the 1st day of June, 1911, at three o'clock P. M., and duly recorded in Book 79 of Deeds, page 529, and examined.

J. B. Gaston,
Judge of Probate.

The State of Alabama, }
Montgomery County. }

Probate Court.

I, Chas. B. Teasley, judge of probate in and for the said county, in said State, hereby certify that the within and foregoing pages are a full, true and complete copy of deed from Hattie L. Sabel and husband Moses Sabel to the State of Alabama, as fully and complete-

ly as the same appears of record in this office in Book No. 79 of Deeds, at page 529.

Given under my hand and seal, this 17th day of September, A. D. 1915.

(Signed.) Chas. B. Teasley,
(Seal.) Judge of Probate Court, Montgomery
County, Alabama.

FURNITURE AND FURNISHINGS.

As previously stated, the purchase price of \$46,500 included furniture and furnishings, all believed to be in good condition, and suitable to the needs of the residence for the Governor. As further stated, the committee from the commission made a careful examination of the furniture, as submitted, and on checking over found all in the building as represented. After the delivery of the keys on June 13th, the Governor took possession of the building, and together with members of his family made, by direction of the commission, an investigation with a view to determining what additional furniture and furnishings, if any, might be considered necessary.

On June 26 the Governor called a meeting of the commission to be held at the residence, at which he stated that there was apparently some mistake with reference to the furnishings, and requested an investigation. At a subsequent meeting held November 13 for the purpose of further considering the matter of furniture purchased for the mansion, a committee was appointed to confer with attorneys of the party from whom the property had been purchased with a view of effecting an adjustment. At the meeting of November 27, Mr. R. B. Evins, legal adviser to the Governor, was present by invitation, and after full consideration, he was instructed to accept as a minimum the sum of \$2,500.00, in settlement for claims of the State for articles of furnishings taken away or substituted after the delivery of the building. On November 29, 1911, following, Mr. Evins reported that a settlement had been effected, and he placed in the hands of the commission the sum of \$2,500 received from Mr. Moses Sable. This sum was di-

rected to be placed to the credit of the Governor's Mansion Commission account by the State auditor. Deducting this amount from the original purchase price of \$46,500, the total cost of the property was \$44,000, leaving \$6,000 unexpended.

NEW FURNISHINGS.

Under the act of appointment, the commission was directed to provide for the furnishing of the mansion, whether built or purchased.

At the meeting of June 13, the Governor was requested to ask Mrs. O'Neal to go over the mansion and to make out a list of such items of furnishings and furniture as she might deem necessary, in addition to the articles which had been purchased with the building. The Governor was also requested to consider and report to the commission what other and further things might be necessary towards completing the mansion, and making it in all respects a credit to the State.

Believing that the Governor and Mrs. O'Neal would be better able than the commission, or any committee from the commission, to make a selection of the furniture, furnishings and other items necessary, the commission at its meeting of June 26, 1911, formally adopted a resolution, committing this task to him as a committee of one. The resolution in full is as follows:

"Be it resolved by the Alabama Governor's Mansion Commission, that Hon. Emmet O'Neal, Governor and ex-officio a member of said commission, be and he is hereby appointed as a committee of one, clothed with full power and authority, for and in the name of the commission, to contract for and purchase any and all furniture, fittings and equipment, and for the making of any and all necessary repairs, enlargements, improvements or alterations in the Governor's mansion or grounds.

"Resolved, further, that for such purchases or improvements as may be made by him, hereunder, he shall require a voucher, duly verified by affidavit, and that on the presentation of the said voucher to the State auditor, with the certificate by the Governor as required

by the act creating the commission, he be requested to pay the same, and charge to the appropriation made therefor, under act approved February 11, 1911."

FINANCIAL STATEMENT.

An appropriation of fifty thousand (\$50,000.00) dollars was made by the act, for the "erection, purchase or improvement" of a Governor's mansion, and "the furnishing of the same." Of this sum forty-four thousand (\$44,000.00) dollars was the amount which the lot and buildings cost the State. The remainder of six thousand (\$6,000.00) dollars was expended, as set forth above, for improvements and furnishings. A full record of the expenditures in detail are preserved in the office of the State auditor. Vouchers are on file in proper form to cover each and every item.

MAINTENANCE FUND.

Section five (5) of the act of appointment provided the sum of \$2,000 per year, "or so much thereof as, in the discretion of the Governor may be necessary," such appropriation "to be paid only on the requisition of the Governor, in such sums and in such manner as may by him be deemed proper, for the general maintenance of "the residence and grounds, in such manner as may to the Governor appear proper or necessary; provided, the maintenance herein provided for shall become available on and after the residence shall have been occupied by the Governor."

The appropriation made under this section was considered by the commission wholly under the control of the Governor, and in consequence, no action was taken or advice given by the commission in reference thereto.

FINAL MEETING OF THE COMMISSION.

On Saturday, January 16, 1915, the commission held its twelfth and final meeting, to close up its work. At this meeting Governor O'Neal, submitted for himself as

a committee of one, a report in detail, covering the several items of expenditure, made by him under the resolution adopted by the commission on June 26, 1911, authorizing him as a committee of one "to contract for and purchase any and all furniture, furnishings and equipment, and for the making of any and all necessary repairs, enlargements, improvements or alterations in the Governor's residence or grounds." The details of his report, with the exception of the separate item of \$46,500 paid for the purchase of the mansion itself, will be found in the financial statement hereinabove.

CONCLUSION.

A journal of the proceedings of the commission has been carefully kept by the secretary. This record and the entire correspondence, papers, and documents, are preserved in his hands as a part of the State archives.

They are held at all time open for inspection by the public.

The commission, having fully and faithfully performed its duties, held its last meeting, as above stated, on January 16, 1915, and adjourned sine die.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has concurred in and adopted the report of the Committee of Conference on the disagreement of the two Houses to Senate amendment to H. 1128.

W. F. Herbert,
Clerk.

INDEFINITE POSTPONEMENT OF BILLS.

On motion of Mr. Lusk, the Senate indefinitely postponed the consideration of:

S. 343. To further regulate and fix the number of Associate Justices of the Supreme Court of Alabama, and to further regulate the manner of determining causes therein pending.

And,

S. 346. To amend section 6422 of the Code of Alabama.

On motion of Mr. Holmes, the Senate indefinitely postponed the consideration of:

S. 848. To provide for the holding of teachers' institutes in this State, to authorize the employment of institute conductors, and to make necessary appropriations for the same.

NOTICE.

Mr. Lusk gave to the Senate the following notice:

"Notice is hereby given that on the next legislative day I will move to take H. 638 from the adverse calendar, give it a second reading and place it on the calendar of bills.

J. A. Lusk."

RESOLUTION.

Mr. Kline offered the following resolution:

S. R. 186. Be it resolved by the Senate, that the calendar for the forty-ninth and fiftieth legislative days shall contain no Senate bills.

Which was read at length and referred to the Standing Committee on Rules.

BILLS ON THIRD READING.

The bill:

H. 1057. To give to the State board of health supervision and control over the source or sources of supply of all water works plants or systems operated by any person, firm, corporation or municipality operating water works or supplying water for domestic purposes; to provide for the examination and analysis of the water so supplied to the public; to regulate the conditions upon which water works plants may be built or the source of supply changed or enlarged; to prevent the furnishing of impure or polluted water to the public, and to provide for maintaining the purity of all public water supplies.

Was read a third time at length and passed.

Yeas, 21; nays, 1.

Yeas:

Messrs.:	Bulger	Green	Higgins
Bell	Denson	Hall	Hollis
Brown	Easterly	Hartwell	Holmes

Key	Lewis	Price	Thach
Kline	Lusk	Pride	Wallace
Lee	Miller		

—21.

Nay: Mr. Bonner.—1.

The bill:

H. 182. To amend section 3025 of the Code of Alabama.

Was read a third time at length and passed.

Yeas, 21; nays, 2.

Yeas:

Messrs.:	Cooper	Higgins	Kline
Bell	Denson	Hollis	Lewis
Bonner	Easterly	Holmes	Thach
Brown	Green	Judge	Wallace
Bulger	Hall	Key	Winkler
Burns	Hartwell		

—21.

Nays: Messrs. Lusk and Pride.—2.

The bill:

H. 1223. To amend an act approved April 22nd, 1911, entitled an act to amend section 1258 of the Code of Alabama of 1907.

Was read a third time at length and passed.

Yeas, 20; nays, 0.

Yeas:

Messrs.:	Easterly	Hollis	Lusk
Bell	Green	Holmes	Milner
Brown	Hartwell	Key	Price
Bulger	Higgins	Kline	Pride
Burns	Hill	Lewis	Wallace
Denson			

—20.

Nays, 0.

The bill:

H. 1451. To amend section 3 of an act entitled "An act regulating administrations of estates in the chan-

cery courts, and courts of like jurisdiction in this State," approved on the 21st day of April, 1911.

Was read a third time at length and passed.

Yeas, 24; nays, 0.

Yeas:

Messrs.:	Easterly	Holmes	Miller
Bell	Green	Judge	Milner
Bonner	Hartwell	Key	Price
Brown	Higgins	Kline	Pride
Bulger	Hill	Lewis	Wallace
Burns	Hollis	Lusk	Weathers
Denson			—24.

Nays, 0.

The bill:

H. 1509. To require all libraries, other than private libraries, in this State, to make annual and other reports to the department of archives and history.

Was read a third time at length and passed.

Yeas, 23; nays, 0.

Yeas:

Messrs.:	Denson	Hollis	Lusk
Bell	Easterly	Holmes	Miller
Bonner	Green	Judge	McCain
Brown	Hall	Kline	Price
Bulger	Hartwell	Lee	Wallace
Burns	Higgins	Lewis	Winkler
			—23.

Nays, 0.

The bill:

H. 1514. To authorize and direct the secretary of State to deliver certain State publications to the department of archives and history.

Was read a third time at length and passed.

Yeas, 27; nays, 0.

Yeas:

Messrs.:	Brown	Denson	Hall
Bell	Bulger	Easterly	Hartwell
Bonner	Burns	Green	Higgins

Hill	Kline	Miller	Thach
Holmes	Lee	McCain	Wallace
Judge	Lewis	Price	Weathers
Key	Lusk	Pride	—27.

Nays, 0.

The bill:

H. 1550. To supply the department of archives and history with sets of official publications for exchange purposes.

Was read a third time at length and passed.

Yeas, 24; nays, 0.

Yeas:

Messrs.:	Easterly	Hollis	Miller
Bell	Green	Holmes	Milner
Bonner	Hall	Judge	McCain
Brown	Hartwell	Kline	Price
Burns	Higgins	Lewis	Pride
Cooper	Hill	Lusk	Wallace
Denson			—24.

Nays, 0.

The bill:

H. 1511. To provide for the preservation of all newspapers and periodicals published in the State of Alabama, and to make an appropriation to pay therefor.

Was read a third time at length and passed.

Yeas, 21; nays, 3.

Yeas:

Messrs.:	Easterly	Hill	McCain
Bell	Faulk	Holmes	Price
Brown	Green	Judge	Pride
Burns	Hall	Kline	Wallace
Cooper	Hartwell	Milner	Winkler
Denson	Higgins		—21.

Nays:

Messrs.:	Key	Lusk	Miller
			—3.

The bill:

H. 1512. To provide for the preservation of the aboriginal and other antiquities, mounds, earth works, ancient forts and graves in the State of Alabama.

Was read a third time at length and passed.

Yeas, 24; nays, 2.

Yeas:

Messrs.:	Green	Holmes	McCain
Bell	Hall	Judge	Price
Brown	Hartwell	Kline	Pride
Bulger	Higgins	Lee	Thach
Burns	Hill	Miller	Wallace
Denson	Hollis	Milner	Winkler
Easterly			—24

Nays: Messrs. Key and Lusk.—2.

The bill:

H. 1554. To provide for the holding of teachers' institutes in this State, to authorize the employment of institute conductors, and to make necessary appropriations for the same.

Was read a third time at length and passed.

Yeas, 19; nays, 4.

Nays:

Messrs.:	Easterly	Holmes	Lewis
Bell	Green	Judge	Milner
Burns	Hall	Key	McCain
Cooper	Hartwell	Kline	Price
Denson	Hollis	Lee	Wallace
			—19.

Nays:

Messrs.:	Lusk	Miller	Pride
Faulk			—4.

The bill:

H. 112. Further regulating administration of estates in the chancery court, or courts of like jurisdiction in the State.

Was read a third time at length and passed.

Yeas, 22; nays, 0.

Yeas:

Messrs.:	Denson	Key	McCain	
Bell	Green	Kline	Price	
Bonner	Hall	Lewis	Pride	
Brown	Hartwell	Lusk	Wallace	
Bulger	Holmes	Miller	Winkler	
Cooper	Judge	Milner		—22

Nays, 0.

The bill:

H. 206. To make appropriation for buildings and repairs and other necessary improvements for the Alabama Industrial School for Write Boys.

Was read a third time at length and passed.

Yeas, 19; nays, 2.

Yeas:

Messrs.:	Easterly	Holmes	Milner	
Bell	Hall	Judge	McCain	
Brown	Hartwell	Key	Price	
Burns	Higgins	Lewis	Wallace	
Denson	Hill	Lusk	Winkler	—19.

Nays: Messrs. Miller and Pride.—2.

The bill:

H. 1623. To amend "an act to amend section 637 of the Code of Alabama."

Was taken up.

Mr. Lusk offered the following amendment to said bill:

Amend by striking out the words "and twenty-four hundred dollars for each of the other assistants," and insert in lieu thereof the following: "And twenty-four hundred and twenty-one hundred dollars per annum respectively for each of the other assistants."

Which was adopted.

Yeas, 17; nays, 8.

Yeas:

Messrs.:	Easterly	Hall	Higgins
Bell	Green	Hartwell	Hill

Hollis	Lewis	Milner	Pride	
Key	Lusk	McCain	Thach	
Lee	Miller			—17.

Nays:

Messrs.:	Holmes	Judge	Wallace	
Bonner	Jones	Kline	Winkler	
Denson				—8.

Mr. Lewis offered the following amendment to said bill:

Amend H. 1623 by striking out the word "three," and inserting in lieu thereof the word "two."

Mr. Pride moved to table said amendment, which prevailed, and said amendment was laid upon the table.

Yeas, 13; nays, 13.

Yeas:

Messrs.:	Hartwell	Key	Pride	
Bonner	Hollis	Kline	Wallace	
Brown	Holmes	Lusk	Winkler	
Denson	Judge			13.

Nays:

Messrs.:	Higgins	Lewis	McCain	
Bell	Hill	Miller	Price	
Easterly	Jones	Milner	Pride	
Hall	Lee			—13.

The above vote being a tie, the President of the Senate voted "Yea."

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 16; nays, 11.

Yeas:

Messrs.:	Green	Holmes	Price	
Bonner	Hall	Judge	Pride	
Brown	Hartwell	Key	Wallace	
Denson	Hollis	Lusk	Winkler	
Easterly				—16.

Nays:

Messrs.:	Hill	Lee	Milner
Bell	Jones	Lewis	McCain
Higgins	Kline	Miller	Thach

—11.

The bill:

H. 1259. Providing that no manufacturing or other industrial plant or establishment, or any of its appurtenances, or the operation thereof, shall be or become a nuisance, private or public, by changed conditions in and about the locality thereof after the same has been in operation for more than one year when such plant or establishment or appurtenances or the operation thereof, was not a nuisance at the time the operation thereof begun, and annulling any municipal ordinance or contract of a governmental character to a contrary effect.

Was read a third time at length and passed.

Yeas, 19; nays, 1.

Yeas:

Messrs.:	Denson	Holmes	Lusk
Bell	Easterly	Judge	Miller
Brown	Hall	Key	McCain
Burns	Hartwell	Kline	Price
Cooper	Hill	Lewis	Pride

—19.

Nay: Mr. Higgins.—1.

The bill:

H. 440. To amend sections 6858 and 6965 of the Code of Alabama. (Relating to game laws.)

Was taken up.

The Committee on Revision of Laws offered the following amendment to said bill:

Amend section 1 of the bill by striking out the words "quail, bob-white partridges, December 1st to March 1st following," and insert in lieu thereof, "quail, bob-white partridges, November 15th to February 15th."

Which was adopted.

Yeas, 15; nays, 5.

Yeas:			
Messrs.:	Easterly	Holmes	Milner
Bell	Hartwell	Jones	McCain
Bonner	Higgins	Lewis	Pride
Denson	Hill	Miller	Winkler
—15.			
Nays:			
Messrs.:	Key	Lusk	Price
Judge	Kline		
—5.			

Mr. Lewis offered the following amendment to said bill:

Amend caption of H. 440 by striking "6965," and amend bill by striking out section 2 of the bill."

Mr. Winkler moved to indefinitely postpone said bill and amendment.

Mr. Holmes moved to lay the motion of Mr. Winkler upon the table, which motion prevailed.

Mr. Holmes then moved to postpone said bill and amendment until the next legislative day just before the call of districts, which motion prevailed, and the consideration of said bill and amendment was postponed until the next legislative day just before the call of districts.

H. 907. To regulate the business of buying or acquiring and disposing of junk, commonly known as the "junk business" or "junk dealers." Approved February 11th, 1911.

Was taken up.

The Committee on Judiciary offered the following amendment to said bill:

Amend section 1 of H. 907 by adding at the end of section 1 the following: "That any junk dealer who purchases any hides shall keep a record of the marks and brands of said hides, and before any junk dealer shall purchase any green hides shall first notify the chief of police or town marshall of an offer to sell said green hides to him."

Amend H. 907:

First: By inserting immediately after the words "be it enacted by the Legislature of Alabama as follows," where they occur together in said bill, the following

words: "That an act entitled 'an act to regulate the business of buying or acquiring and dispensing of junk, commonly known as the "junk business" or "junk dealers,"' approved February 11, 1911, be amended so as to read as follows:"

Second: By inserting immediately after the words "from any other person any," where they first occur together in said bill, the words "rope and hides."

Which was adopted.

Yeas, 19; nays, 0.

Yeas:

Messrs.:	Hartwell	Lee	Price
Bell	Higgins	Lusk	Pride
Brown	Hollis	Miller	Thach
Denson	Key	Milner	Weathers
Easterly	Kline	McCain	Winkler

—19.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 20; nays, 0.

Yeas:

Messrs.:	Hartwell	Lee	Price
Bell	Higgins	Lusk	Pride
Brown	Judge	Miller	Thach
Denson	Key	Milner	Wallace
Easterly	Kline	McCain	Winkler
Green			

—20.

Nays, 0.

The bill:

H. 900. To amend an act entitled an act to regulate the business of dealers in farm produce, to fix licenses for the carrying out of said business, and to provide revocation of this license and for the penalty for any violation of this act; to prevent fraud in the selling and handling of farm produce and to provide punishment for such fraud; to provide for the collection and disbursement of the monies collected; to establish, in-

crease and encourage markets for the sale of farm produce. Approved March 5th, 1915.

Was read a third time at length and passed.

Yeas, 18; nays, 2.

Yeas:

Messrs.:	Hill	Kline	McCain
Bonner	Hollis	Lee	Price
Green	Holmes	Lusk	Pride
Hartwell	Jones	Miller	Winkler
Higgins	Key	Milner	—18.

Nays: Messrs. Bell and Wallace.—2.

The bill:

H. 1599. To authorize the construction of a dam in the Mulberry Fork of the Warrior river at or near Sanders Ferry in Walker county.

Was taken up.

Mr. Milner offered the following amendment to said bill:

Amend the title of H. 1599 so as to read as follows: "A bill to be entitled an act to authorize the construction of a dam in the Mulberry fork of Warrior river, at or near Sanders ferry in Walker county."

Which was adopted.

Yeas, 16; nays, 2.

Yeas:

Messrs.:	Key	Lusk	Price
Bonner	Kline	Miller	Pride
Green	Lee	Milner	Wallace
Hartwell	Lewis	McCain	Winkler
Hill			—16.

Nays: Messrs. Higgins and Holmes.—2.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 22; nays, 0.

Yeas:

Messrs.:	Bonner	Easterly	Hartwell
Bell	Brown	Green	Hill

Holmes	Kline	Milner	Thach	
Jones	Lewis	McCain	Wallace	
Judge	Lusk	Price	Winkler	
Key	Miller	Pride		—22.

Nays, 0.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has concurred in and adopted the Senate amendments to the following House bills:

H. 544. To regulate and provide for the volunteer military forces of the State of Alabama and to promote its efficiency; to prescribe rules, regulations and means for its organization, armament, equipment, discipline, control and supervision; to provide for its maintenance, support and up-keep; to provide means for the enforcement of this act and to fix penalties and punishment for violations of this act.

H. 1591. To authorize county commissioners or boards of revenue in counties in this State of one hundred and fifty thousand inhabitants or more according to the last Federal census or any subsequent Federal census to elect physicians to attend the inmates of county poor houses and jails and to fix their terms of office and compensation.

H. 1623. To amend an act to amend section 637 of the Code of Alabama.

W. F. Herbert,
Clerk.

MESSAGE FROM THE HOUSE.

Mr. President:

The House accedes to the request of the Senate for a Committee of Conference on the disagreement of the two Houses on the House amendments to:

S. 384. To further regulate the relation of landlord and tenant, and contracts of hire with reference to agricultural lands.

And the Speaker appointed as conferees on the part of the House, Messrs. Jno. A. Rogers, Jno. W. Lapsley, J. M. Moore.

And returns same herewith to the Senate.

W. F. Herbert,
Clerk.

BILLS ON THIRD READING RESUMED.

The bill:

H. 1211. To erect monuments over the unmarked graves of Governors Israel Pickens, John Murphy, and Samuel B. Moore, and to make an appropriation therefor.

Was read a third time at length and passed.

Yeas, 18; nays, 1.

Nays:

Messrs.:	Bell	Judge	Price
Bell	Hartwell	Key	Thach
Denson	Higgins	Kline	Wallace
Easterly	Hill	Lusk	Winkler
Green	Holmes	Milner	—18.

Nay: Mr. Pride.—1.

The bill:

H. 1071. To amend sections 706 and 707 of the Code of Alabama of 1907.

Was taken up.

Mr. Hill offered the following amendment to said bill:

Amend H. 1071 by adding at the end of subdivision III (3) the following: "Provided, that in counties having a population according to the last or any succeeding Federal census of not less than eighty-two thousand and not more than one hundred thousand said health officer's salary shall be not less than \$2,400.00 nor more than \$3,600.00 annually, payable monthly.

Which was adopted.

Yeas, 17; nays, 3.

Yeas:

Messrs.:	Hall	Key	Price
Bell	Hartwell	Lusk	Pride
Denson	Hill	Miller	Wallace
Easterly	Holmes	Milner	Winkler
Green	Judge		—17.

Nays:
 Messrs.: Bonner Brown Higgins —3.
 Pending the consideration of said bill, as amended:

ADJOURNMENT.

At 11:15 P. M., on motion of Mr. Judge and in pursuance of S. J. R. 179, the Senate adjourned until Wednesday, September 22, 1915, at 9 o'clock A. M.

FORTY-NINTH DAY.

Wednesday, September 22nd, 1915.

The Senate met pursuant to adjournment, Lieutenant-Governor Kilby presiding.

PRAYER.

By Rev. Mr. Bealle of Tuscaloosa.

ROLL CALL.

Present:
 Messrs.: Easterly Hollis Miller
 Arrington Ellis Holmes Milner
 Bell Elrod Jones McCain
 Bonner Faulk Judge Price
 Brown Green Key Pride
 Bulger Hall Kline Thach
 Burns Hartwell Lee Wallace
 Cooper Higgins Lewis Weathers
 Denson Hill Lusk Winkler —35.

JOURNAL.

On motion of Mr. Kline, the reading of the Journal of yesterday was dispensed with, and same was approved by the Senate.

REPORTS OF COMMITTEES.

Mr. Green, chairman of the Standing Committee on Banking and Insurance, reported that said committee, in session, had acted on the following bill and ordered same returned to the Senate with a favorable report, and it was read a second time and placed on the calendar, to wit:

By Mr. Fite of Tuscaloosa:

H. 1179. Providing for the organization, operation, regulation and control of mutual insurance corporations or associations, without capital stock, insuring their members against loss by fire, lightning, tornado, windstorm and cyclone, or by any one or more of said causes.

Mr. Wallace, chairman of the Standing Committee on Local Legislation, reported that said committee, in session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to wit:

By Mr. Ryan:

H. 1352. To abolish the office of tax collector of Cullman county, Alabama, to confer the duties of such officer upon the office of tax assessor for the county, to require the tax assessor performing the duties of both tax collector and assessor to be known as tax assessor-collector of the county, and to regulate the appointment of a clerk for the tax assessor-collector, and to fix his compensation.

By Mr. Grayson of Madison:

H. 1654. To repeal an act entitled an act to regulate the taxing of dogs in Madison county, Alabama, and for the protection of sheep, cattle, horses, swine and other live stock in said county, and to provide penalties for its violation.

Mr. Lee, chairman of the Standing Committee on Education, reported that said committee, in session, had acted on the following bill and ordered same returned to the Senate with a favorable report, and it was read a second time and placed on the calendar, to wit:

By Mr. Lavery:

H. 1155. To regulate the pursuit of the profession and avocation of a piano tuner and repairer and to insure the better qualifications of persons following such business in the State of Alabama.

Mr. Hartwell, chairman of the Standing Committee on Finance and Taxation, reported that said committee, in session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to wit:

By Mr. Weakley:

H. 1476. To appropriate the sum of two hundred and fifty-five dollars to pay an account due and owing by the State tax commission to Dewberry & Montgomery.

By Mr. Weakley:

H. 1478. To appropriate the sum of six hundred and one and 99/100 dollars to pay Loveman, Joseph & Loeb for balance due on contract for furnishing House and Senate chambers as per contract.

By Mr. Vaughan (with amendment):

H. 1527. To appropriate the sum of \$327.21 to pay the Remington Typewriter Company, a corporation, for work and material furnished departments of the State government.

By Mr. Sorrell:

H. 1530. For the relief of J. L. Reeves, former clerk of the circuit court of Tallapoosa county.

By Mr. Pruett:

H. 1582. To amend section 2047 of the Code of Alabama, 1907. (Relates to the appropriations and payment for the expenses of the Confederate Soldiers Home.)

By Mr. Tarrant:

H. 1639. To appropriate the sum of one hundred dollars to I. J. Higginbotham to pay him for two cows killed by the State militia on August 7th and 17th, 1912.

By Mr. Pruett:

H. 1644. For the relief of Mrs. S. A. Strickland, the widow of a Confederate soldier, by placing her name

upon the pension roll in class two of Confederate pensioners.

By Mr. Welch (by request):

H. 1660. To appropriate the sum of \$1,162.41 out of any funds in the State treasury, not otherwise appropriated, to the following in the amounts set opposite their names, viz.: Richardson & Boynton, \$24.00; Red Feather Sales Co., \$727.06; Fulton Bag & Cotton Mills \$24.00; Underwood Typewriter Co., \$44.00; Worrell Mfg. Co., \$15.00; Worrell Mfg. Co., \$18.00; Mitchell Vance Co., \$286.00; Blocton Coal Co., \$6.00; E. G. Fowler, \$3.35; Dixie Electric Co., \$16.00.

By Mr. John:

H. 1667. To make an appropriation for the equipment and maintenance of the Alabama room in the Confederate Memorial Museum, at Richmond, Virginia.

By Mr. Davis:

H. 1674. To reimburse the Governor's contingent fund for sums he advanced and paid out for stamps, stationery, printing, typewriter rent, extra clerical assistance and filing case, (the latter to be transferred to the department of archives and history), for the necessary expenses and use of the Recess Joint Committee on the Judiciary.

By Mr. Tunstall:

H. 1685. To repeal section 17 of an act to prescribe and fix the license or privilege tax to be paid by every person, firm, company, corporation or association engaged in any business, vocation, occupation, calling or profession in this State, or who shall in this State exercise any privileges, for which a license or privilege tax is or may be charged, to provide for and regulate the collection of such license or privilege tax; to fix the compensation to be paid for the collection of such license or privilege tax; to provide for the distribution, application and safe-keeping of the funds arising from the collection of such license or privilege tax; to fix a penalty for doing business without a license, and to provide for the enforcement thereof, and to further provide for the general revenues. Approved September 14th, 1915.

Mr. Milner, chairman of the Standing Committee on Revision of Laws, reported that said committee, in session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to wit:

By Mr. Whorton:

H. 1424. To prescribe, fix and regulate contracts of sale for future delivery of stocks, bonds or other commodities and to make the contract of sale of cotton for future delivery conform with the acts of Congress, approved August 18th, 1914 and known as the United States cotton future act (including such amendments as may hereafter be made to said act of Congress, and for the punishment of a violation thereof.

By Mr. Blackwell:

H. 1669. To provide for the codification and publication of the acts of Alabama, enacted subsequent to the Code of 1907.

ADVERSE REPORTS.

Mr. Key, chairman of the Standing Committee on Public Roads and Highways, reported that said committee, in session, had acted on the following bill and ordered same returned to the Senate with an adverse report:

By Mr. Carnley:

H. 1583. To amend section 5838 of the Code of Alabama of 1907.

Mr. Hartwell, chairman of the Standing Committee on Finance and Taxation, reported that said committee, in session, had acted on the following bills and ordered same returned to the Senate with an adverse report:

By Mr. Lapsley:

H. 395. To appropriate the sum of twenty-four dollars, or so much thereof as may be necessary, to defray the expenses incurred in the transportation of horses used at the encampment of the First Cavalry Squadron, Alabama National Guard, at Oxford, Alabama, in August, 1910.

By Mr. Riley:

H. 965. To authorize the courts of county commissioners or boards of revenue of the respective counties in the State of Alabama to purchase and maintain blood hounds, and provide for the payment of expenses for hiring hounds on certain occasions.

By Mr. Carmichael:

H. 1051. To make an appropriation for the relief of G. T. McWhorter.

By Mr. Goode:

H. 1170. To amend an act entitled "to make an appropriation for tick eradication in Alabama," approved March 24, 1915.

By Mr. Green of Dallas:

H. 1459. To provide two additional deputy State prison inspectors and a stenographer and to fix their compensation and terms of service.

By Mr. Goode:

H. 1468. To provide for the expense and the method of stamping out foot-and-mouth disease in animals should it appear in Alabama.

REPORT FROM COMMITTEE ON REVISION OF THE JOURNAL.

Mr. Holmes, chairman of the Standing Committee on Revision of the Journal, reports that said committee, in session, has examined the Journal of the forty-sixth and forty-seventh legislative days and find the same contains the proper entries in reference to each bill, resolution and amendment contained therein, as required by the Constitution.

H. H. Holmes,
Chairman.

COMMITTEE REPORT.

On motion of Mr. Holmes, the foregoing report from the Committee on Revision of the Journal was adopted, and the Journal of the forty-sixth and forty-seventh legislative days of the session were approved by the Senate.

MESSAGE FROM THE HOUSE.

Mr. President:

The House accedes to the request of the Senate for a Committee of Conference on the disagreement of the two Houses on the House amendments to the following Senate bills:

S. 545. To prescribe the number of judges of the circuit courts; the time of their election, and to regulate the procedure in circuit courts, and the appointment of registers thereof.

S. 518. To amend section 5359 of the Code. (Relates to non-jury trials.)

S. 628. To amend sections 5957 and 5960 of the Code. (Relates to regular terms of Supreme and Appellate Courts.)

S. 550. To amend section 3019 of the Code of Alabama. (Relates to bills of exception.)

S. 549. To amend section 3364 of the Code of Alabama.

S. 515. To amend sections 5346 and 5348 and to repeal section 5347 of the Code.

S. 551. To amend section 3022 of the Code. (Relates to establishing bills of exceptions.)

S. 525. To regulate inferior courts in cities having more than thirty-five thousand population according to the last or any subsequent Federal census; to prescribe the jurisdiction of such courts, and provide for the number and compensation of the judges for such courts, and to provide for the appointment and compensation of the clerks and assistant clerks thereof, and to abolish the office of justice of the peace in such cities.

Committee on part of the House, Messrs. Davis, Merritt, Welch, Brindley and Tunstall.

And returns said bills herewith to the Senate.

W. F. Herbert,
Clerk.

RESOLUTION.

Mr. Lusk offered the following resolution:

S. R. 187. That whereas, the public business now pending before the Senate is of great importance and the public good as well as the dignity of the Senate

requires that measures pending should have careful consideration of senators;

Therefore, be it resolved, that for the remainder of this session the privileges of the floor of the Senate be withdrawn from all persons except those mentioned in section 57 of the Constitution.

Which was, under a suspension of the rules, adopted.

REPORT FROM COMMITTEE ON ENROLLED BILLS.

Mr. President:

Your Standing Committee on Enrolled Bills beg leave to report that said committee, in session, have compared the following enrolled bills with the engrossed and original bills, respectively, and find same correctly enrolled, to wit:

S. 456. To create a State board of accountancy and to prescribe its powers and duties, to provide for the examination of and issuance of certificates to qualified accountants, and to provide a penalty for violation of this act.

S. 874. To further prescribe the authority and duties of the attorney general and of solicitors acting under his authority; and to provide for the employment of special assistants to the attorney general; to provide for the conduct of the office of attorney general, to make an appropriation therefor, and to prescribe the method of its expenditure.

S. 697. To provide for the building and furnishing of class rooms, administrative offices, assembly hall, library, gymnasium, dormitory and other buildings and improvements, for the Alabama Girls Technical Institute at Montevallo, and for the support and maintenance of the summer school of said institute.

S. 764. To amend sections 1222 and 1226 of the Code of 1907, relating to recorders and recorders' courts, and to fines and sentences imposed by them.

S. 748. To make appropriation for the payment of the expenses to be incurred in the proclamations of the Governor on Constitutional amendments to be submitted to the qualified voters of the State under the author-

ity of joint resolution adopted at the 1915 session of the Legislature of Alabama.

S. 300. To appropriate the sum of one thousand dollars annually for the expense of holding the annual reunion of the Alabama Division of the United Confederate Veterans and to authorize the Governor to appoint a commissioner to receive and disburse the said fund.

S. 734. To prohibit white female nurses from nursing or being employed in nursing in wards or rooms in hospitals, either public or private, in which negro men are placed for treatment, or to be nursed and to provide the punishment for a violation thereof.

S. 476. To regulate the charging of fees and furnishing of information within the several departments of the State, and to provide for the covering into the State treasury of such fees.

S. 408. To prohibit State, county, and municipal officials or employees thereof, from accepting transportation, money, or any kind of gift from any individual, firm or corporation offering for sale any articles of any kind which are the subject of purchase by the State, or any county or municipality, or from any individual, firm or corporation which has any contract of any kind with the State, county or municipality, and to fix punishment for violation of this act.

S. 158. To require the bodies of all dead animals to be burned or buried and to provide a penalty for the failure to do so.

S. 477. To require all persons appointed as auditors or examiners of books and accounts of the State of Alabama to be certified public accountants according to law.

S. 791. To amend subdivision 7 of section 5987 of the Code of Alabama.

S. 345. To amend section 5422 of the Code of Alabama, 1907. (Relates to indexes to all instruments filed for record by the probate judge, and provides for separate indexes to instruments conveying real and personal property.

S. 483. To prescribe a stamp tax to be paid on the sale of fertilizer or its component parts, in bulk, and

regulating the sale of fertilizer or its component parts.

S. 616. To further regulate primary elections in this State.

S. 511. To amend an act to amend section 2846 of the Code of Alabama, approved April 5, 1911. (Relates to appeals from motions for new trials.)

S. 529. To amend section 2879 of the Code of Alabama.

S. 485. To establish a budget system for the State of Alabama.

S. 808. To fix the compensation of circuit judges, circuit solicitors and assistant solicitors in all circuits in the State of Alabama which circuits are composed of only one county and having two or more judges, or which circuits may hereafter have two or more judges, and to provide that a portion of such salaries be paid out of the county treasury of the counties constituting the respective circuit.

S. 536. Proposing an amendment to section 48 of the Constitution of Alabama, so as to provide for biennial sessions of the Legislature.

S. 651. To further regulate the issuance of patents to owners or purchasers of sixteenth section lands and prescribe the conditions on which the said patents may be issued and by whom.

S. 330. To amend sections 6006, 1657, 1654, and 1669 of the Code so as to regulate the publishing of the reports of the Supreme Court, Court of Appeals, acts, journals and public printing.

C. H. Miller,
Chairman.

SIGNING OF BILLS.

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the secretary of the Senate, signed the following bills:

S. 456. To create a State board of accountancy and to prescribe its powers and duties, to provide for the examination of and issuance of certificates to qualified

accountants , and to provide a penalty for violation of this act.

S. 874. To further prescribe the authority and duties of the attorney general and of solicitors acting under his authority; and to provide for the employment of special assistants to the attorney general; to provide for the conduct of the office of attorney general, to make an appropriation therefor, and to prescribe the method of its expenditure.

S. 697. To provide for the building and furnishing of class rooms, administrative offices, assembly hall, library, gymnasium, dormitory and other buildings and improvements, for the Alabama Girls Technical Institute at Montevallo, and for the support and maintenance of the summer school of said institute.

S. 764. To amend sections 1222 and 1226 of the Code of 1907, relating to recorders and recorders' courts, and to fines and sentences imposed by them.

S. 748. To make appropriation for the payment of the expenses to be incurred in the proclamations of the Governor on Constitutional amendments to be submitted to the qualified voters of the State under the authority of joint resolution adopted at the 1915 session of the Legislature of Alabama.

S. 300. To appropriate the sum of one thousand dollars annually for the expense of holding the annual reunion of the Alabama Division of the United Confederate Veterans and to authorize the Governor to appoint a commissioner to receive and disburse the said fund.

S. 734. To prohibit white female nurses from nursing or being employed in nursing in wards or rooms in hospitals, either public or private, in which negro men are placed for treatment, or to be nursed and to provide the punishment for a violation thereof.

S. 476. To regulate the charging of fees and furnishing of information within the several departments of the State, and to provide for the covering into the State treasury of such fees.

S. 408. To prohibit State, county and municipal officials or employees thereof from accepting transporta-

tion, money, or any kind of gift from any individual, firm or corporation offering for sale any article of any kind which are the subject of purchase by the State or any county or municipality or from any individual, firm or corporation which has any contract of any kind with the State, county or municipality, and to fix punishment for violation of this act.

S. 158. To require the bodies of all dead animals to be burned or buried and to provide a penalty for the failure to do so.

S. 477. To require all persons appointed as auditors or examiners of books and accounts of the State of Alabama to be certified public accountants according to law.

S. 791. To amend subdivision 7 of section 5987 of the Code of Alabama.

S. 345. To amend section 5422 of the Code of Alabama, 1907. (Relates to indexes to all instruments filed for record by the probate judge, and provides for separate indexes to instruments conveying real and personal property.)

S. 483. To prescribe a stamp tax to be paid on the sale of fertilizer or its component parts, in bulk, and regulating the sale of fertilizer or its component parts.

S. 616. To further regulate primary elections in this State.

S. 511. To amend an act to amend section 2846 of the Code of Alabama, approved April 5, 1911. (Relates to appeals from motions for new trials.)

S. 529. To amend section 2879 of the Code of Alabama.

S. 485. To establish a budget system for the State of Alabama.

S. 808. To fix the compensation of circuit judges, circuit solicitors and assistant solicitors in all circuits of the State of Alabama which circuits are composed of only one county and having two or more judges, or which circuits may hereafter have two or more judges and to provide that a portion of such salaries be paid out of the county treasury of the counties constituting the respective circuit.

S. 536. Proposing an amendment to section 48 of the Constitution of Alabama, so as to provide for biennial sessions of the Legislature.

S. 651. To further regulate the issuance of patents to owners or purchasers of sixteenth section lands and prescribe the conditions on which the said patents may be issued and by whom.

S. 330. To amend sections 6006, 1657, 1654, and 1669 of the Code so as to regulate the publishing of the reports of the Supreme Court, Court of Appeals, acts, journals and public printing.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has amended as therein shown, and as amended has passed, the following Senate bill:

S. 437. To amend sections 4, 7 and 10 of an act entitled, "An act to provide and create a commission form of government and to authorize the adoption of the same in all cities and towns in the State of Alabama which now are not, or hereafter may not be within the influence or operation of any other valid legislative enactment, authorizing or adopting such form of government; to regulate the selection, and election of commissioners and their terms of office and selection and recall from office, to provide for the selection of one commissioner as mayor, and the retention in office of certain officials; to fix the powers, duties and compensation of such commissioners; to punish improper conduct, in connection with elections and petitions hereunder; to abolish boards of public works, police commissioners, councilmen, aldermen and certain other city and town officials of such municipalities as adopt the said form of government; and generally to authorize and provide for the creation and maintenance of said commission form of government." Approved April 8th, 1911; to provide for initiative and referendum; to provide for the holding of elections in school houses; to provide manner of selecting election officers; to provide for use of voting machines at such elections; to permit the addition of a department of public charities.

And returns same herewith to the Senate.

W. F. Herbert,
Clerk.

HOUSE MESSAGE.

On motion of Mr. Hartwell, the Senate non-concurred in the following amendment by the House to S. 437, the title of which is set out in the foregoing message from the House to wit:

Substitute for S. 437:

A BILL

To be entitled an act to amend sections four and ten of an act approved April 8, 1911, and entitled: "An act to provide and create a commission form of government and to authorize the adoption of the same in all cities and towns in the State of Alabama which now are not, or hereafter may not be, within the influence or operation of any other valid legislative enactment authorizing or adopting such form of government; to regulate the selection and election of commissioners, and their terms of office and retention in and recall from office; to provide for the selection of one commissioner as mayor, and the retention in office of certain officials; to fix the powers, duties and compensation of such commissioners; to punish improper conduct in connection with elections and petitions hereunder; to abolish boards of public works, police commissioners, councilmen, aldermen, and certain other city and town officials of such municipalities as adopt the said form of government; and generally to authorize and provide for the creation and maintenance of said commission form of government."

Be it enacted by the Legislature of Alabama:

1. That section 4 of an act approved April 8, 1911, and entitled, "An act to provide and create a commission form of government and to authorize the adoption of the same in all cities and towns in the State of Alabama which now are not or hereafter may not be, within the influence or operation of any other valid legislative enactment authorizing or adopting such form of government; to regulate the selection and election of commissioners and their terms of office and retention in

and recall from office; to provide for the selection of one commissioner as mayor, and the retention in office of certain officials; to fix the powers, duties and compensation of such commissioners; to punish improper conduct in connection with elections and petitions hereunder; to abolish boards of public works, police commissioners, councilmen, aldermen and certain other city and town officials of such municipalities as adopt the said form of government; and generally to authorize and provide for the creation and maintenance of said commission form of government," be amended to read as follows:

"That whenever the commission form of government is adopted as herein provided, the mayor or other chief executive officer of such city in office at the time of such adoption shall become one of the commissioners herein provided for, and shall hold office as such commissioner until October 1st, of the year in which his term as mayor would have expired had such office remained undisturbed; provided, that if such expiration be in the same year as such adoption of commission government, the term of office of such commissioner shall extend to the first day of October of the next year. Within three days after the adoption of such commission form of government by such city as hereinabove provided, the mayor or other chief executive officer thereof shall call an election for the purpose of electing two other commissioners for such city, which election shall be held on the first Monday after sixty days from the date of the election adopting the commission form of government, and not less than thirty days' notice of the date and purpose of such election shall be given by the mayor or other chief executive of the city by advertisement at the expense of the city in some newspaper published in said city, if there be one, and if there be no newspaper, then by posting notice at five public places in the city. At such election two persons who are qualified electors of said city shall be elected to hold office as commissioners of said city, one for a short term and the other for a long term, and they, with the person who has become a commissioner by virtue of having been mayor, shall constitute the three commission-

ers of said city. The term of office of the commissioner who shall be elected for the short term shall expire on September 30th of the second year after the expiration of the term of office of that commissioner who becomes such by virtue of being mayor, and the term of office of the commissioner who shall be elected for the long term shall expire on September 30th of the fourth year after the expiration of the term of office of that commissioner who becomes such by virtue of being mayor. The term of office of each commissioner elected after the first selection hereinabove provided for shall be for six years, beginning the 1st day of October of said year of his election, provided, however, that the term of office of the successor to any commissioner who was elected prior to the year A. D. 1915, and whose term of office shall expire September 30th, 1915, and shall be for four years; that the term of office of the successor to any commissioner who was elected prior to 1915 and whose term of office shall expire September 20th, 1916, shall be for five years; that the term of office of the successor of any commissioner who was elected prior to the year 1915 and whose term of office shall expire on the 30th day of September, 1917, shall be for six years, and the successors of those commissioners whose terms of office shall expire in 1919, 1920 and 1921, respectively, shall each be for six years from the first day of October in the year in which he was elected. All commissioners shall hold office until their successors are elected and qualified. The elections in this paragraph authorized, including the naming of candidates, shall conform in all respects to the provisions and regulations hereinafter contained with respect to elections of commissioners.

2. That section 10 of an act approved April 8, 1911, and entitled, "An act to provide and create a commission form of government and to authorize the adoption of the same in all cities and towns in the State of Alabama which now are not, or hereafter may not be, within the influence or operation of any other valid legislative enactment authorizing or adopting such form of government; to regulate the selection and election of commissioners and their terms of office and retention in

and recall from office, to provide for the selection of one commissioner as mayor, and the retention in office of certain officials; to fix the powers, duties and compensation of such commissioners; to punish improper conduct in connection with elections and petitions hereunder; to abolish boards of public works, police commissioners, councilmen, aldermen, and certain other city and town officials of such municipalities as adopt the said form of government; and generally to authorize and provide for the creation and maintenance of said commission form of government," be amended so as to read as follows: "Section 10. In every city which shall adopt, or shall have adopted, the provisions of this act, an election shall be held on the second Monday in September of each year in which the term of office of a commissioner shall expire. Any person desiring to become a candidate for commissioner at any election which may be held under the terms of this act may become such candidate by filing in the office of the mayor of said city if at the first election of commissioners under this act, or with the commission at any subsequent election, a statement of such candidacy, accompanied by affidavit taken and certified by said mayor, or a member of said commission, or by a notary public, that such person is duly qualified to hold the office for which he desires to become a candidate. Such statement shall be filed at least twenty days before the day set for such election, and shall be substantially in the following form: 'State of Alabama,County. I, the undersigned, being first duly sworn, depose and say that I am a citizen of the city of....., in said State and county, and reside at.....in said city; that I desire to become a candidate for the office of commissioner in said city for the term ending September 30th, 19..... at the election for said office to be held on the.....day of.....; that I am duly qualified to hold said office if elected thereto, and I hereby request that my name be printed upon the official ballot at said election. (Signed)..... Subscribed and sworn to before me by said..... on this, the.....day of....., 19....., and filed in this office for record on said day.'

(Style of office).’ Said statement shall be accompanied by a petition signed by such number of qualified electors of said city as equals or exceeds three per cent. of the number of votes cast in the last preceding municipal election in said city, certifying that they have requested that such person become a candidate for said office at said election, and requesting that his name be printed on the official ballot for such election. The signers to said petition shall set forth their names in full and their residence addresses, and said petition shall be substantially like the following form: ‘We, the undersigned, duly qualified electors of the city of..... and residing at the places set opposite our respective names, do hereby request that the name of.....be placed upon the official ballot as a candidate for the office of.....in said city for the term of.....years, at the election to be held in this city on theday of..... We further state that we know said.....to possess the qualifications necessary for said office and to be in our judgment a fit and proper person to hold said office.’ ”

And requests a Committee of Conference thereon. And in pursuance therewith, the President of the Senate appointed as conferees on the part of the Senate, Messrs. Hartwell, Winkler and Pride.

REPORT FROM COMMITTEE ON ENROLLED BILLS.

Mr. President:

Your Standing Committee on Enrolled Bills beg leave to report that said committee, in session, have compared the following enrolled bills with the engrossed and original bills, respectively, and find same correctly enrolled, to wit:

S. 492. To provide for taking testimony orally in open court in equity cases.

S. 501. To further prescribe and regulate the right and manner of taking appeals in civil and criminal cases and their submission in the Supreme Court and Court of Appeals.

S. 509. To regulate amendments to bills and answers in equity cases.

S. 516. To amend sections 3264 and 3265 and repeal section 6647 of the Code. (Relates to compensation of bailiffs, etc.)

S. 526. To repeal section 6718 of the Code on the subject of "Proceedings in the county courts."

S. 540. To further regulate proceedings in the circuit courts of the several counties of the State; fix their terms thereof; provide for calls of cases for trial; regulate the proceedings thereon; fix the time when judgments and decrees become final; provide for issuing executions thereon and for motions to set aside judgments and decrees and for new trials.

S. 553. To amend section 6256 of the Code.

S. 692. To aid and encourage technical and industrial education and training in the State of Alabama by providing buildings, equipment and maintenance for the Alabama School of Trades and Industry.

S. 197. To regulate and fix the intra-state transportation of baggage and storage of baggage and charges on excess of baggage by common carriers.

S. 490. To further regulate the practice in county courts.

C. H. Miller,
Chairman.

SIGNING OF BILLS.

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the secretary of the Senate, signed the following bills:

S. 492. To provide for taking testimony orally in open court in equity cases.

S. 501. To further prescribe and regulate the right and manner of taking appeals in civil and criminal cases and their submission in the Supreme Court and Court of Appeals.

S. 509. To regulate amendments to bills and answers in equity cases.

S. 516. To amend sections 3264 and 3265 and repeal section 6647 of the Code. (Relates to compensation of bailiffs, etc.)

S. 526. To repeal section 6718 of the Code on the subject of "Proceedings in the county courts."

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S. 197. To regulate and fix the intra-state transportation of baggage and storage of baggage and charges on excess of baggage by common carriers.

S. 490. To further regulate the practice in county courts.

STATE OF ALABAMA
EXECUTIVE DEPARTMENT
MONTGOMERY

Mr. President:

I am directed by the Governor to convey to the Senate a message in writing.

Respectfully,

W. E. Henderson,
Private Secretary.

MESSAGE FROM THE GOVERNOR.

To the Senate:

I hereby submit for the advice and consent of the Senate, the following appointment:

"Col. Charles R. Bricken, Second Infantry, Alabama National Guard, to be Brigadier General of the Alabama National Guard."

Chas. Henderson,
Governor.

GOVERNOR'S MESSAGE.

On motion of Mr. Winkler, the Senate confirmed the appointment of Col. Charles R. Bricken, Second Infan-

try, Alabama National Guard, to be Brigadier General of the Alabama National Guard.

Yeas, 26; nays, 1.

Yeas:

Messrs.:	Ellis	Holmes	McCain
Bonner	Elrod	Judge	Price
Brown	Faulk	Key	Pride
Bulger	Green	Kline	Wallace
Burns	Hartwell	Lee	Weathers
Cooper	Higgins	Lewis	Winkler
Denson	Hollis	Miller	—26.

Nay: Mr. Lusk.—1.

STATE OF ALABAMA.
EXECUTIVE DEPARTMENT.
MONTGOMERY.

Mr. President:

I am directed by the Governor to convey to the Senate a message in writing.

Respectfully,
W. E. Henderson,
Private Secretary.

MESSAGE FROM THE GOVERNOR.

To the Senate:

As required by the Code I am herewith sending you the names of the following persons who have been designated as members of the board of trustees of the institution for the deaf and blind, located at Talladega, for your confirmation:

FIRST CLASS TRUSTEES.

Hon. S. E. Cunningham.....	Mobile, Ala.
Hon. S. C. Oliver.....	Talladega, Ala.
Dr. L. L. Hill.....	Montgomery, Ala.
Gen. George P. Harrison.....	Opelika, Ala.

SECOND CLASS TRUSTEES.

Hon. R. Heine.....	Talladega, Ala.
Hon. John R. Bell.....	Gordo, Ala.
Hon. John A. Rogers.....	Gainesville, Ala.

THIRD CLASS TRUSTEES.

Hon. G. A. Joyner.....Talladega, Ala.
 Hon. Alto V. Lee.....Gadsden, Ala.
 Hon. T. M. Hobbs.....Athens, Ala.
 Hon. Richard W. Massey.....Birmingham, Ala.
 Chas. Henderson,
 Governor.

GOVERNOR'S MESSAGE.

On motion of Mr. Milner, the Senate confirmed the appointment by the Governor of the above board of trustees of the institution for the deaf and blind, as set out in the above message from the Governor.

Yeas, 27; nays, 0.

Yeas:

Messrs.:	Denson	Hartwell	Miller
Bell	Easterly	Higgins	Milner
Bonner	Ellis	Holmes	McCain
Brown	Elrod	Judge	Price
Bulger	Faulk	Key	Pride
Burns	Green	Lewis	Weathers
Cooper	Hall	Lusk	Winkler

—27.

Nays, 0.

STATE OF ALABAMA
 EXECUTIVE DEPARTMENT
 MONTGOMERY

Mr. President:

I am directed by the Governor to convey to the Senate a message in writing.

Respectfully,

W. E. Henderson,
 Private Secretary.

MESSAGE FROM THE GOVERNOR.

To the Senate.

In accordance with an act of the Legislature approved March 2nd, 1911, I am sending you the name of Hon. W. W. Crawford, of Birmingham, whom I have desig-

nated as a member of the State banking board to supply the vacancy caused by the resignation of Hon. Geo. A. Searcy, this appointment being subject to your approval.

Chas. Henderson,
Governor.

GOVERNOR'S MESSAGE.

On motion of Mr. Green, the Senate confirmed the appointment of Hon. W. W. Crawford as a member of the State banking board to supply the vacancy caused by the resignation of Hon. George A. Searcy.

Yeas, 31; nays, 0.

Yeas:

Arrington	Easterly	Hill	McCain
Bell	Ellis	Hollis	Price
Bonner	Elrod	Holmes	Pride
Brown	Faulk	Key	Thach
Bulger	Green	Kline	Wallace
Burns	Hall	Lewis	Weathers
Cooper	Hartwell	Lusk	Winkler
Denson	Higgins	Miller	—31.

Nays, 0.

STATE OF ALABAMA
EXECUTIVE DEPARTMENT
MONTGOMERY

Mr. President:

I am directed by the Governor to convey to the Senate a message in writing.

Respectfully,

W. E. Henderson,
Private Secretary.

MESSAGE FROM THE GOVERNOR.

To the Senate:

I am herewith sending you the names of the following persons who have been designated as members of the board of trustees of the Alabama Girls Technical Institute, located at Montevallo, Alabama, for your confirmation.

SECOND DISTRICT.

Hon. S. D. Bloch.....Camden, Ala.

FOURTH DISTRICT.

Hon. L. M. Hooper.....Selma, Ala.

SIXTH DISTRICT.

Hon. E. B. Fite.....Hamilton, Ala.

SEVENTH DISTRICT.

Hon. J. C. Kumpe.....Moulton, Ala.

THE STATE AT LARGE.

Hon. L. Sevier.....Birmingham, Ala.

Hon. W. H. Tayloe.....Uniontown, Ala.

Chas. Henderson,
Governor.

GOVERNOR'S MESSAGE.

On motion of Mr. Milner, the Senate confirmed the appointments made by the Governor of the above trustees for the Alabama Girls Technical Institute, as set out in the foregoing message from the Governor.

Yeas, 30; nays, 0.

Yeas:

Messrs.:	Denson	Higgins	Lee
Arrington	Easterly	Hill	Lewis
Bell	Ellis	Hollis	Milner
Bonner	Elrod	Holmes	McCain
Brown	Faulk	Jones	Price
Bulger	Green	Judge	Thach
Burns	Hall	Key	Winkler
Cooper	Hartwell	Kline	—30.

Nays, 0.

MESSAGE FROM THE HOUSE.

Mr. President:

The Speaker of the House having signed the following House bills, your signature thereto is requested:

H. 680. For the relief of Thomas J. Hale, of Reform, Pickens county, Alabama, to pay him the sum of \$500.00 and the interest thereon from July 1st, 1910, due him by a contract made with him by the State board of education, employing him as principal of the Pickens county high school for the year 1909-10.

H. 957. For the relief of J. E. Shackelford of Green Pond, Bibb county, Alabama, a Confederate veteran.

H. 1629. For the relief of the treasurer of the Confederate Soldiers Home of Alabama.

H. 1635. For the relief of Black Belt Fair Association, a corporation, of Demopolis, Marengo county, Alabama.

H. 1307. To provide for the election of a deputy circuit clerk in counties having more than three circuit judges to perform the duties of circuit clerk at places of holding circuit court other than the county site, and to provide for his compensation.

H. 1634. To repeal section 13 of an act entitled an act to provide for the better working and maintaining of the public roads in Sumter county, approved February 26, 1907.

W. F. Herbert,
Clerk.

SIGNING OF BILLS.

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the secretary of the Senate, signed the following bills:

H. 680. For the relief of Thomas J. Hale, of Reform, Pickens county, Alabama, to pay him the sum of \$500.00 and the interest thereon from July 1st, 1910, due him by a contract made with him by the State board of education, employing him as principal of the Pickens county high school for the year 1909-10.

H. 957. For the relief of J. E. Shackelford of Green Pond, Bibb county, Alabama, a Confederate veteran.

H. 1629. For the relief of the treasurer of the Confederate Soldiers Home of Alabama.

H. 1635. For the relief of Black Belt Fair Association, a corporation, of Demopolis, Marengo county, Alabama.

H. 1307. To provide for the election of a deputy circuit clerk in counties having more than three circuit judges to perform the duties of circuit clerk at places of holding circuit court other than the county site, and to provide for his compensation.

H. 1634. To repeal section 13 of an act entitled an act to provide for the better working and maintaining of the public roads in Sumter county, approved February 26, 1907.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has passed the following Senate bill:

S. 902. To provide for the payment of a salary to the State purchasing agent.

And returns same to the Senate.

W. F. Herbert,
Clerk.

MOTIONS TO TAKE FROM ADVERSE CALENDAR.

Pursuant to notice heretofore given, Mr. Hollis moved to take from the adverse calendar, read a second time and place on the regular calendar for a third reading:

H. 1646. To provide for and regulate the payment of fees of witnesses before grand juries and the fees of witnesses for the State in criminal cases in the circuit court and county courts of this State, or other courts of like jurisdiction.

Which motion prevailed, and said bill was taken from the adverse calendar, read a second time, and placed on the calendar for a third reading on to-morrow.

Pursuant to notice heretofore given, Mr. Brown moved to take from the adverse calendar, read a second time, and place on the regular calendar for a third reading:

H. 1022. To define and regulate the practice of optometry in the State of Alabama, and to punish violators

thereof, to provide for a State board of examinations and registration and to prescribe their duties.

Mr. Lewis moved to table the motion made by Mr. Brown, which was lost.

Yeas, 10; nays, 17.

Yeas:

Messrs.:	Higgins	Lusk	Wallace
Easterly	Kline	Milner	Weathers
Elrod	Lewis	Thach	—10.

Nays:

Messrs.:	Bulger	Hill	Milner
Arrington	Denson	Holmes	McCain
Bell	Ellis	Judge	Price
Bonner	Hall	Lee	Winkler
Brown	Hartwell		—17.

And the motion made by Mr. Brown then prevailed, and said bill was taken from the adverse calendar, read a second time, and placed on the regular calendar for a third reading on to-morrow.

Pursuant to notice heretofore given, Mr. Denson moved to take from the adverse calendar, read a second time and place on the regular calendar:

H. 1662. To repeal an act entitled "An act to regulate the proceedings of justices of the peace, and notaries public with powers of justices of the peace, in all criminal proceedings," approved August 2, 1915.

Mr. Bonner moved to lay the motion made by Mr. Denson on the table, which motion was lost.

Yeas, 11; nays, 15.

Yeas:

Messrs.:	Ellis	Higgins	Lusk
Bell	Elrod	Hill	Miller
Bonner	Faulk	Hollis	Wallace
			—11.

Nays:

Messrs.:	Easterly	Judge	Price
Arrington	Green	Key	Thach
Bulger	Hartwell	Lewis	Weathers
Denson	Holmes	McCain	Winkler
			—15.

And the motion made by Mr. Denson then prevailed, and said bill was taken from the adverse calendar, read a second time and placed on the regular calendar for a third reading on to-morrow.

Pursuant to notice heretofore given, Mr. Lusk moved to take from the adverse calendar, read a second time, and place on the regular calendar:

H. 638. To amend an act entitled "an act to regulate the fees of the sheriffs for feeding prisoners in jail under charge or conviction of any indictable offense and to provide the payment therefor," approved April 8, 1911.

Mr. Hartwell moved to lay the motion made by Mr. Lusk on the table, which prevailed, and the Senate refused to take said bill from the adverse calendar.

Yeas, 16; nays, 15.

Yeas:

Messrs.:	Ellis	Hollis	McCain
Brown	Elrod	Kline	Price
Bulger	Hartwell	Lee	Wallace
Denson	Hill	Lewis	Winkler
Easterly			—16.

Nays:

Messrs.:	Green	Judge	Milner
Arrington	Hall	Key	Pride
Bell	Higgins	Lusk	Thach
Bonner	Holmes	Miller	Weathers
			—15.

Pursuant to notice heretofore given, Mr. Hartwell moved to take from the adverse calendar, read a second time, and place on the regular calendar:

H. 219. To amend section 1328 of the Code of Alabama.

Which motion prevailed, and said bill was taken from the adverse calendar, read a second time and placed on the regular calendar for a third reading on to-morrow.

CONSIDERATION OF UNFINISHED BUSINESS.

The Senate proceeded to consider the unfinished business of yesterday's session, which was:

H. 1071. To amend sections 706 and 707 of the Code of Alabama of 1907.

Said bill, as amended on yesterday, was read a third time at length and passed.

Yeas, 22; nays, 5.

Yeas:

Messrs.:	Ellis	Kline	Pride	
Arrington	Green	Lewis	Thach	
Bulger	Hartwell	Lusk	Wallace	
Burns	Hill	Milner	Weathers	
Denson	Holmes	McCain	Winkler	
Easterly	Key	Price		—22.

Nays:

Messrs.:	Elrod	Hollis	Miller	
Bonner	Higgins			—5.

BILLS ON THIRD READING.

The bill:

H. 440. To amend sections 6858 and 6965 of the Code of Alabama. (Relating to game laws.)

Was taken up.

The amendment offered by Mr. Lewis on September 20th was, on motion of Mr. Bulger, laid upon the table.

Mr. Hill moved to table said bill and amendment, which motion prevailed, and said bill and amendment was laid upon the table.

The bill:

H. 242. To appropriate the sum of \$6,849.17 to Marshall and Bruce Company, Nashville, Tenn., contractors for furnishing stationery and stationery supplies to the State of Alabama.

Was taken up.

Mr. Lusk offered the following amendment to said bill, to wit:

Amend H. 242 by adding at the end of said bill the following:

"Sec. Provided, however, that the Governor, the attorney general, the State auditor, the State treasurer and the director of the department of archives and history shall be and constitute a commission whose duty

it shall be to ascertain how much is due, and shall make an award in writing to the Governor as to the amount so due, and the said Governor shall, in writing, order the State auditor to draw his warrant upon the State treasurer for the amount ascertained to be due and it shall be the duty of the State treasurer to pay said warrant out of any money in the treasury not otherwise appropriated.

Which was adopted.

Yeas, 28; nays, 0.

Yeas:

Messrs.:	Elrod	Hollis	Lusk
Bonner	Faulk	Holmes	Miller
Bulger	Green	Judge	McCain
Burns	Hall	Key	Price
Cooper	Hartwell	Kline	Thach
Denson	Higgins	Lee	Weathers
Easterly	Hill	Lewis	Winkler
Ellis			

—28.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 19; nays, 5.

Yeas:

Messrs.:	Hall	Key	Price
Denson	Hartwell	Kline	Thach
Easterly	Hill	Lewis	Wallace
Ellis	Holmes	Milner	Weathers
Green	Judge	McCain	Winkler

—19.

Nays:

Messrs.:	Cooper	Higgins	Lee
Bell	Faulk		

—5.

The bill:

H. 939. To appropriate the sum of three hundred and twelve and a half dollars (\$312.50) out of the fund of the department of agriculture provided by section 52 of the Code, to pay Annie Catherine Fike for her services

as stenographer in the department of agriculture from March 15th to July 31st, 1915.

Was read a third time at length and passed.

Yeas, 20; nays, 2.

Yeas:

Messrs.:	Hall	Judge	Price
Bulger	Hartwell	Key	Thach
Burns	Higgins	Kline	Wallace
Denson	Hollis	Lewis	Weathers
Easterly	Holmes	Miller	Winkler
Elrod			—20.

Nays: Messrs. Faulk and Pride.—2.

The bill:

H. 1546. To appropriate the sum of four thousand dollars to pay the unpaid salaries of the officers and employees of the Alabama Oyster Commission.

Was taken up.

Mr. Lusk offered the following amendment to said bill:

Amend by adding to the bill these words: "But such award shall only be made after such board has ascertained that all money due or received by such board have been collected and paid."

Mr. Hartwell moved to lay the amendment offered by Mr. Lusk on the table, which prevailed, and said amendment was laid upon the table.

Yeas, 14; nays, 8.

Yeas:

Messrs.:	Ellis	Jones	Lewis
Bulger	Hartwell	Judge	Price
Burns	Hill	Key	Wallace
Denson	Holmes	Kline	—14.

Nays:

Messrs.:	Higgins	Miller	Thach
Arrington	Lusk	Pride	Weathers
Elrod			—8.

The Committee on Finance and Taxation offered the following amendment to said bill:

Amend H. 1546 by adding at the end of said bill the following:

"Sec. Provided, however, that the Governor, the attorney general, the State auditor, the State treasurer and the director of the department of archives and history shall be and constitute a commission whose duty it shall be to ascertain how much is due, and shall make an award, in writing, to the Governor, as to the amount so due, and the said Governor shall, in writing, order the State auditor to draw his warrant upon the State treasurer for the amount ascertained to be due, and it shall be the duty of the State treasurer to pay said warrant out of any money in the treasury not otherwise appropriated.

Which was adopted.

Yeas, 21; nays, 0.

Yeas:

Messrs.:	Hartwell	Key	Price
Arrington	Higgins	Kline	Pride
Easterly	Hill	Lewis	Wallace
Ellis	Holmes	Lusk	Weathers
Faulk	Jones	Miller	Winkler
Hall	Judge		—21.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 12; nays, 8.

Yeas:

Messrs.:	Hill	Kline	Thach
Burns	Holmes	Lewis	Wallace
Ellis	Judge	Price	Winkler
Hartwell			—12.

Nays:

Messrs.:	Higgins	Lusk	Pride
Elrod	Key	Milner	Weathers
Green			—8.

INDEFINITE POSTPONEMENT OF SENATE BILLS.

On motion of Mr. Wallace, the Senate indefinitely postponed all the Senate bills on to-day's calendar, to wit:

By Mr. Key:

S. 216. To amend an act approved April 5, 1911, entitled An Act to provide for the creation of a State Highway Commission, define its powers, duties and compensations, and methods to be adopted for control of same and for appropriation and maintenance of the same and to give State aid and State supervision over all public roads, culverts, and bridges of the State for construction of a permanent nature and the maintenance thereof wherein any portion of the appropriation hereinafter made shall be used for such purposes; and to make an appropriation therefor out of the net revenue of the convict fund of the State and from other sources.

By Mr. Pride:

S. 117. To declare all State lands, whether held in fee or in trust by the State, forest reserves and game refuges; to prohibit the cutting of any tree or timber thereon, or setting fire to any inflammable substance growing on the same; to make it unlawful for any person to hunt, trap, net or otherwise kill or take any of the protected wild animals or birds thereon; to provide penalties for the violation of the provisions of this act, and to provide procedure in all cases where the State's right or title to such lands is brought into question or interposed as defense by any person on trial for violation of this act.

By Mr. Holmes:

S. 183. To regulate appeals, in criminal cases, from inferior criminal courts and municipal courts, and to provide for the trial of same on appeal.

By Mr. Denson:

S. 258. To require appellants in any cause appealing to the Supreme Court or Court of Appeals of Alabama to furnish the appellee copy of assignments of error.

By Mr. Green:

S. 292. To amend section 3563 of the Code of Alabama of 1907.

By Mr. Green:

S. 291. To amend sections 4597 and 4604 of the Code of Alabama of 1907.

By Mr. Key:

S. 214. To amend an act approved April 22, 1911, providing for the registration, licensing, identification and regulation of motor vehicles operated upon the public highways of this State; and fixing liability for persons riding therein, and providing penalties and punishments for violations of the provisions of said act.

By Mr. Judge:

S. 80. To amend section 2069 of the Code of Alabama, of 1907.

By Mr. Judge:

S. 112. To repeal section 36-F of an act entitled, An Act to further provide for the revenues of the State of Alabama, approved March 31, 1911.

By Mr. Judge (with amendment):

S. 111. To authorize cities and towns to assess, levy and collect of persons, firms or corporations operating street railroads, electric light companies, gas companies, steam heating companies, and waterworks companies, retrospective license or privilege taxes covering the whole period during which Section 36 F of an act entitled "An Act to Further Provide for the Revenues of the State of Alabama," approved March 31st, 1911, has been in effect.

By Mr. Key (with amendment):

S. 301. To amend section 6503 of the Code of 1907.

By Mr. Denson:

S. 327. To promote morality and to suppress immorality through the suppression and abatement of houses or places of lewdness, assignation or prostitution; to define such houses or places and to provide for the effectual closing thereof; and to fix and provide punishment for the violations of this act.

By Mr. Milner:

S. 334. To appoint "Mothers' Day," to be observed by the people of the State of Alabama, to encourage a greater veneration and respect for the mother-hood of this State.

By Mr. Denson:

S. 469. To require the secretary of State to keep a book on which shall be registered all fees for any work performed by him, and to provide penalty for failure to comply with this act.

By Mr. Milner:

S. 218. To amend section 707 of the Code of Alabama, of 1907.

By Mr. Hartwell:

S. 159. To amend section 1309 of the Code of Alabama, of 1907.

By Mr. Pride (with request):

S. 143. To amend section 1074 of the Code of Alabama, of 1907.

By Mr. Judge:

S. 351. To provide for the taxation and the collection of a library fee in civil causes in the courts of record of Jefferson county for the purpose of maintaining a law library in said county.

By Mr. Green:

S. 255. To require building regulations and inspections of buildings in certain incorporated cities and towns in this State, to define the duties and powers of certain officers, and persons in relation thereto; to create and define the office of chiefs of fire departments, building inspectors, and other officers of said towns and cities; defining the duties of the commissioner of insurance in relation to such regulations; to fix penalties for failure to comply with, and violations of, this act.

By Mr. Judge (with amendment):

S. 391. To fix the compensation of the sheriff of Jefferson county, Alabama; to provide that all monies taxable and collected as fees, charges and commissions of sheriffs be paid into the county treasury, and creating a separate fund to be designated as the sheriff's fund.

By Mr. Denson:

S. 462. To repeal sections 2441 and 2442 of the Code of Alabama, 1907 (relates to board of compromise, or compromise of claims in favor of the State).

By Mr. Hartwell:

S. 480. To repeal sections 2441 and 2442 of the Code

of Alabama, 1907 (relates to board of compromise, or compromise of claims in favor of the State).

By Mr. Denson:

S. 454. To repeal section sixteen hundred and seventy of the Code of nineteen hundred and seven.

By Mr. Denson:

S. 453. To repeal section five hundred and sixty-two of the Code.

By Mr. Denson:

S. 475. To appropriate the sum of twenty-five thousand dollars, or so much thereof as may be necessary, to defray any expenses incurred in connection with any railroad or other rate litigation which may hereafter be instituted between any public service corporation and the State of Alabama, through any of its officers.

By Mr. Hill:

S. 364. To define and regulate the practice of optometry in the State of Alabama, and to punish violators thereof; to provide for a State board of examination and registration and to prescribe their duties.

By Mr. Denson:

S. 452. To amend section 697 of the Code of Alabama, 1907 (relates to payment for the printing, engraving and binding done for the State geological survey).

By Mr. Hartwell:

S. 443. To amend section 1287 of the Code of Alabama.

By Mr. Winkler:

S. 574. To authorize fire insurance underwriters and fire insurance agents of any city to provide a patrol of men and apparatus to prevent and extinguish and to save property of life endangered by fire, and to provide for the organization and maintenance of such patrol and how the expense of same shall be paid.

By Mr. Hartwell:

S. 442. To amend section 1421 of the Code of Alabama.

By Mr. Winkler:

S. 572. To repeal an act entitled an act "to regulate the writing of fire insurance, and to prohibit the furnishing of information concerning same to those not authorized by law to receive such information, and to

provide penalties for the violation and the provisions of this act," approved August 25, 1909.

By Mr. Denson:

S. 455. To repeal section 1657 of the Code of 1907.

By Mr. Kline:

S. 371. To punish persons for the removal or for the disposal of cotton on which there is any unpaid charges for ginning and baling.

By Mr. Elrod:

S. 418. To regulate the manufacture and sale of feed stuff in this State.

By Mr. Denson:

S. 467. To require all State officers to turn over to their successors in office all codes, acts and journals furnished to them as such officers by the State.

By Mr. Denson:

S. 474. To regulate the publication of the Alabama statistical register.

By Mr. Denson:

S. 464. To amend section 697 of the Code of Alabama, 1907 (relates to payment for printing, engraving and binding done for the State geological survey).

By Mr. Jones:

S. 621. To propose an amendment to the Constitution of the State of Alabama, for the purpose of providing for the formation and establishing of new counties out of portions of one, two or more counties as may be desired.

By Mr. Lewis:

S. 138. To amend section 2995 of the Code.

By Mr. Lee:

S. 521. To amend section 4022 of the Code of Alabama.

By Mr. Lewis:

S. 699. To provide the penalty for practicing law in the State of Alabama without a license.

By Mr. Lusk:

S. 737. To make an annual appropriation for any county that may be levying and collecting a special county school tax during any scholastic year, and to provide for the expenditure of the fund set apart for any county by the county board of education.

By Mr. Judge:

S. 780. To provide for the election of a deputy circuit clerk in circuits composed of only one county and having more than three judges, where the circuit court is held at the county site and at some other place in the county and to define his powers and authority and to provide for his compensation.

By Mr. Kline:

S. 781. To provide for the re-recording of deeds, mortgages and other conveyances of property, real or personal, where the record of the same shall have been lost or destroyed.

By Mr. Kline (by request) (with substitute):

S. 380. To declare a lien in favor of keepers, owners or proprietors of public garages, for charges for storage (and repairs) of automobiles, motorcycles, motor trucks, and motor vehicles.

By Mr. Wallace:

S. 229. To amend section 3394 of the Code of 1907.

By Mr. Denson:

S. 473. To prescribe for the purchase of all stationery for the Supreme Court, the Court of Appeals and the Supreme Court library out of the library fund.

By Mr. Pride (with amendment):

S. 670. To appropriate sixteen thousand dollars annually to be used by the board of commissioners of the Agricultural and Mechanical College for Negroes at Normal, Alabama, in paying the debts of this institution, making improvements, purchasing additional farm lands, repairing buildings, paying salaries, paying fire insurance premiums on buildings and for such other purposes as the said board of commissioners may think to the interest of the institution.

By Mr. Hartwell:

S. 705. To amend sections 1 and 4 of an act entitled "An act to amend sections 698, 711, 712, 718, 730, and 731 of the Code of Alabama of 1907," approved March 15th, 1911, and to amend sections 700, 701, 702, 703, 704, 707, 709, 716, 717, 718, 719, 720, 721, 723, 737, 749, 750, and 1626 of the printed Code of Alabama of 1907.

By Mr. Kline:

S. 649. To create the office of auditor of municipal accounts.

By Mr. Hall (with amendment):

S. 788. To fix compensation for recording, registration and copying in the judge of probate's office in each county in the State of Alabama which had a population of thirty (30,000) thousand, or over, at the federal census of 1901, or which may hereafter have a population of thirty (30,000) thousand.

By Mr. Kline:

S. 799. To provide that all members of courts of county commissioners, or boards of revenue of the several counties in this State shall be liable for all sums of money illegally appropriated by such courts or boards for which they may vote, to require the clerk of the court or board to keep an accurate and detailed vote by the names of members on all votes in which money is appropriated, and to require each member of such court or board to give bond for the faithful performance of their respective duties.

By Mr. Jones:

S. 269. To require military instruction in the high schools of this State.

By Mr. Lee (with amendment):

S. 797. To confer upon the trustees created by an act of 1911, approved April 18, 1911, for the government, regulation and control of the several white normal schools of the State of Alabama, the following additional powers: To acquire and hold the title to real and personal property for the benefit of the several normal schools each respectively; to exercise the right of eminent domain for the benefit of each such normal school respectively; to sell and convey certain property held by the trustees for each such normal school respectively, or by the several normal schools themselves respectively; to borrow money for the benefit of each such school respectively and pledge as security therefor certain property held by the trustees for the benefit of such school for which said money was borrowed or held by such school itself.

By Mr. Elrod:

S. 628. To provide for the consolidation of the office of county treasurer and clerk of the circuit court in counties of this State, having a population of less than fifty thousand.

By Mr. Denson:

S. 633. To require military instruction in the high schools of this State.

By Mr. Hall:

S. 840. To amend section 900 of the Code of Alabama.

By Mr. Hill:

S. 367. To change the boundary line between the counties of Montgomery and Crenshaw.

By Mr. Judge (by request):

S. 693. To provide for the inspection of milk or other dairy product by the cities and towns in the State of Alabama which now provide or which shall hereafter provide for the inspection of milk or dairy product for sale or distribution to the inhabitants of such city or town; provide for inspecting, testing and examining for disease or injury the herd producing such dairy product, and provide for condemning and slaughtering diseased animals of such herds, and providing the manner of paying for such as are slaughtered; provide for inspecting, examining and regulating dairies and dairy premises on which such products are produced; provide for prohibiting the sale of such dairy products in certain cases in such towns and cities, and provide penalties for the violation of the regulations and provisions relating thereto.

By Mr. Wallace:

S. 816. To amend sections 706 and 707 of the printed Code of Alabama of 1907.

By Mr. Thach:

S. 852. To authorize and empower the Governor to let by contract or lease the right to dredge for or remove from the beds of the navigable rivers of the State, any shale, shells, stone, gravel, sand or other material upon such terms and upon such rent or royalty as may be agreed upon, and provide for the payment of rent or royalties into the State treasury.

By Mr. Lusk:

S. 858. To amend section 6484 of the Code of Alabama.

By Mr. Kline (with amendment):

S. 859. To amend section 4735 of the Code of Alabama, 1907 (relates to the maturity of rent and advances).

By Mr. Judge:

S. 868. To authorize county commissioners or boards of revenue in counties in this State of one hundred and fifty thousand inhabitants or more according to the last federal census or any subsequent census, to elect physicians to attend the inmates of county poor houses and jails, and to fix their terms of office and compensation.

By Mr. Hill:

S. 850. To amend section 762 of the Code of Alabama.

By Mr. Holmes:

S. 856. To authorize persons who have practiced dentistry or dental surgery in the State of Alabama for twenty years or more, to practice the same.

By Mr. Green (with substitute):

S. 141. To regulate the fees and charges of the sheriffs for feeding prisoners in jail under charge of conviction of any indictable offense, and to provide the payment therefor.

By Mr. Milner:

S. 893. To amend section 6300 (4341) (3785) (4349) (3800) (154). Burning insured house, vessel, etc., or casting away or destroying boat or vessel.

By Mr. Hartwell:

S. 847. To appropriate the sum of four thousand dollars to pay the unpaid salaries of the officers and employees of the Alabama oyster commission.

By Mr. Bulger:

S. 814. To provide for extension work in agriculture and home economics, by giving instruction to men, women and young people in the several counties in Alabama, by continuing and improving farm demonstration work, by organizing marketing clubs, by organizing and supervising boys' corn and pig clubs, girls' canning clubs, women's clubs in home economics and by

conducting other extension work through other means, all with a view to making farm life more profitable and attractive; to secure for Alabama the full amount of the funds conditionally appropriated by Congress under the Smith-Lever Extension Act for extension work in agriculture and home economics; and to make appropriations for these purposes.

By Mr. Milner (with amendment):

S. 887. To appropriate the sum of \$1,162.41 out of any funds in the State treasury, not otherwise appropriated, to the following in the amounts set opposite their names, viz.: Richardson & Boynton, \$24.00; Red Feather Sales Co., \$727.06; Fulton Bag & Cotton Mills, \$24.00; Underwood Typewriter Co., \$44.00; Worrell Manufacturing Co., \$15.00; Worrell Manufacturing Co., \$18.00; Mitchell Vance Co., \$286.00; Blocton Coal Co., \$6.00; E. G. Fowler, \$3.35; Dixie Electric Co., \$16.00.

By Mr Hill:

S. 624. To create boards of child welfare; to provide for their appointment; to prescribe their duties and authority; and to authorize boards of revenue and courts of county commissioners and municipalities to make appropriations to carry out the purposes of this act and for granting allowances to widowed and deserted mothers with one or more needy children under the age of fourteen years.

By Mr. Brown:

S. 860. To provide for the employment of State convicts in mining coal on the coal lands of the University of Alabama.

By Mr. Bulger (with amendment):

S. 829. To place the State Normal School at Daphne on a parity with, and under the same rules and regulations, and with the same appropriation, as the State Normal Schools at Florence, Troy, Jacksonville and Livingston, and to discontinue the State Normal School at Moundville and the appropriation therefor.

By Mr. Milner:

S. 899. To prohibit the payment by the State, or out of any funds of the State, any traveling expenses, hotel bills or other personal expenses of the secretary of State, State treasurer, State auditor, the attorney general, the

commissioner of agriculture and industries, the State highway commission or any member thereof, the State highway engineer, or the State land agent and to prescribe the penalty for the violation of this act.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has concurred in the Senate amendment to:

H. 242. To appropriate the sum of \$6,849.17 to Marshall and Bruce Co., Nashville, Tenn., contractors for furnishing stationery and stationery supplies to the State of Alabama.

W. F. Herbert,
Clerk.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has concurred in the Senate amendment to the bill:

H. 1546. To appropriate the sum of four thousand dollars to pay the unpaid salaries of the officers and employees of the Alabama oyster commission.

W. F. Herbert,
Clerk.

REPORT OF CONFERENCE COMMITTEE.

Mr. President:

The conferees of the two Houses having considered the disagreeing votes of the two Houses on H. 943, report that the House should concur in the Senate amendments.

R. B. Burns,
John R. McCain,
W. W. Wallace,
Senate Conferees.
N. W. Scott,
W. M. Hudson,
Sam Will John,
House Conferees.

CONFERENCE REPORT.

On motion of Mr. Burns, the Senate concurred in and adopted the foregoing report of the Committee of Conference on the disagreement of the two Houses on the Senate amendments to:

H. 943. To provide a mode whereby cities in the State of Alabama, which shall have heretofore adopted or may hereafter adopt a commission form of government as authorized by law, may after an election upon such question, abandon such commission form of government and return to the aldermanic form of government as the same existed therein at the time of the adoption of such commission form of government.

Yeas, 27; nays, 0.

Yeas:

Messrs.:	Ellis	Hollis	Milner
Bonner	Elrod	Judge	McCain
Brown	Faulk	Key	Price
Bulger	Green	Kline	Pride
Burns	Hall	Lee	Thach
Denson	Hartwell	Lusk	Weathers
Easterly	Hill	Miller	Winkler

—27.

Nays, 0.

REPORT FROM COMMITTEE ON REVISION OF THE JOURNAL.

Mr. Holmes, chairman of the Standing Committee on Revision of the Journal, reports that said committee, in session, has examined the Journal of the Senate for the forty-eighth legislative day and find same contains the proper entries in reference to each bill and resolution contained therein, as required by the Constitution.

H. H. Holmes,
Chairman.

COMMITTEE REPORT.

On motion of Mr. Holmes, the foregoing report from the Committee on Revision of the Journal was adopted

and the Journal of the forty-eighth legislative day of the session was approved by the Senate.

MESSAGE FROM THE HOUSE.

Mr. President:

The House accedes to the request of the Senate for a Committee of Conference on the disagreement of the two Houses on the House amendments to:

S. 506. To provide for the election of a solicitor for every judicial circuit in the State, and fix his salary, authorize the appointment of deputy solicitors, prescribe their duties and authority and fix their salaries.

And the Speaker of the House appointed as conferees on the part of the House Messrs. Davis, Merritt, Welch, Brindley and Tunstall.

And returns same herewith to the Senate.

W. F. Herbert,
Clerk.

BILLS ON THIRD READING.

The bill:

H. 1397. To make an annual appropriation for any county that may be levying and collecting a special county school tax during any scholastic year, and to provide for the expenditure of the fund set apart for any county by the county board of education.

Was read a third time at length and passed.

Yeas, 23; nays, 6.

Yeas:

Messrs.:	Easterly	Hollis	Milner
Arrington	Ellis	Holmes	Price
Bell	Green	Key	Pride
Brown	Hall	Kline	Thach
Burns	Hartwell	Lee	Wallace
Denson	Higgins	Lusk	Weathers

—23.

Nays:

Messrs.:	Elrod	Judge	Winkler
Bonner	Hill	Miller	

—6.

The bill:

H. 866. To amend sections three, ten and eleven of an act approved March 9, 1911, to provide for and regulate

the manufacture and sale of "commercial feeding stuffs" in Alabama; to further provide for the registration, tagging, sampling and analyzing commercial feeding stuffs and to fix penalties for violations of this act.

Was read a third time at length and passed.

Yeas, 24; nays, 0.

Yeas:

Messrs.:	Elrod	Hollis	Miller
Arrington	Green	Judge	Milner
Bonner	Hall	Key	Price
Cooper	Hartwell	Kline	Pride
Denson	Higgins	Lewis	Thach
Easterly	Hill	Lusk	Weathers
Ellis			—24.

Nays, 0.

INDEFINITE POSTPONEMENT OF BILL.

On motion of Mr. Elrod, the further consideration of: H. 1492. To amend section 6967 of the Code of Alabama of 1907.

Was indefinitely postponed by the Senate.

RECESS.

At 1 o'clock P. M., on motion of Mr. Winkler, the Senate took a recess until 3 o'clock this afternoon.

AFTERNOON SESSION—FORTY-NINTH DAY.

Wednesday, September 22, 1915.

The Senate reassembled at 3 o'clock P. M.

ROLL CALL.

On a call of the roll 24 Senators answered to their names, a quorum of the Senate.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has concurred in and adopted the report of the Committee of Conference on the disagreement of the two Houses on the House amendment to:

S. 384. To further regulate the relation of landlord and tenant, and contracts of hire with reference to agricultural lands

And sends same herewith to the Senate.

W. F. Herbert,
Clerk.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and adopted the following House joint resolutions:

By Mr. John:

H. J. R. 247. Resolved by the Legislature of Alabama, that in view of the large deficit in the treasury, it should not be called on to pay the expenses of staff officers of the Governor on any occasion, except where some of the Alabama National Guard are ordered under arms to preserve peace, life and property.

That the State should not be called on to pay for the transportation or other expenses of any of the Alabama National Guard to be present at the inauguration of a Governor of Alabama, and we therefore earnestly request the Governor to protect the treasury from drafts for any amount on account of such expenses incurred by officers or soldiers of the Alabama National Guard.

By Mr. John:

H. J. R. 251. Be it resolved by the House, the Senate concurring, that the secretary of State be instructed to have the local acts of this session of the Legislature printed and bound in the same manner as the general acts are to be printed and bound, in one volume.

By Mr. Chamberlain:

H. J. R. 190. Whereas, Alabama is peculiarly blessed with a magnificent system of waterways, and a seaport at Mobile of special and unusual importance to the State and to the country at large; and whereas, the Federal government has already recognized the commercial necessity of improving the waterways of our

State and of deepening and maintaining the channel from the port of Mobile to the Gulf of Mexico, which is the natural outlet for the commerce of a vast and growing section.

Resolved by the House, the Senate concurring, that it is the sense of the Legislature of Alabama that the Congress of the United States shall as speedily as possible improve these great highways to meet the ever increasing expansion of our commerce.

Resolved, further, that it is the opinion of this Legislature that our great State should continue to have personal representation upon the rivers and harbors committee in the House of Representatives of Congress to aid in advancing the claims of Alabama in behalf of her waterways and her only seaport, and that Congress be and the same is hereby memorialized and respectfully requested to give Alabama an assignment upon said committee which deals with matters to the highest importance to the material and commercial prosperity of the State.

Resolved further, that the secretary of the State be requested to send a copy of this resolution to each of the United States Senators and to each member of Congress from Alabama.

And sends same herewith to the Senate.

W. F. Herbert,
Clerk.

HOUSE MESSAGE.

H. J. R. 247, by Mr. John, set out in the foregoing message from the House, was read at length and referred to the Standing Committee on Rules.

H. J. R. 251, set out in the foregoing message from the House, was read at length and referred to the Standing Committee on Rules.

H. J. R. 190, set out in the foregoing message from the House was, under a suspension of the rules, adopted.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has concurred in and adopted the report of the Committee of Conference on the disagreement of the two Houses on the Senate amendment to:

H. 943. To provide a mode whereby cities in the State of Alabama, which shall have heretofore adopted, or may hereafter adopt, a commission form of government as authorized by law, may, after an election upon such question, abandon such commission form of government and return to the aldermanic form of government as the same existed therein at the time of the adoption of such commission form of government.

And sends same herewith to the Senate.

W. F. Herbert,
Clerk.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has concurred in the Senate amendments to the following House bills:

H. 1071. To amend sections 706 and 707 of the Code of Alabama of 1907.

H. 1599. To authorize the construction of a dam in the Mulberry fork of the Warrior river at or near Sanders ferry in Walker county.

H. 907. To regulate the business of buying or acquiring and disposing of junk, commonly known as the "junk business" or "junk dealers," approved February 11th, 1911.

W. F. Herbert,
Clerk.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has passed the following Senate bills:

S. 824. To appropriate the sum of \$330.90, to reimburse certain members of the Governor's staff and to relieve certain members of Governor's staff.

Also,

S. 819. To require the members of the board of revenue or county commissioners of Autauga county to give a bond for the faithful performance of their duties before entering upon the discharge of the same.

And returns same herewith to the Senate.

W. F. Herbert,
Clerk.

STATE OF ALABAMA
EXECUTIVE DEPARTMENT
MONTGOMERY

September 22, 1915.

Mr. President:

I am directed by the Governor to convey to the Senate a message in writing.

Respectfully,

W. E. Henderson,
Private Secretary.

MESSAGE FROM THE GOVERNOR.

To the Senate and House of Representatives:

Senate bill 486, which has been passed by your bodies, re-enacts section 1678 of the Code of Alabama of 1907, as amended by an act approved April 18th, 1911, with the exception of section 7. In this section you have set aside and appropriated \$500,000 annually beginning with October 1st, 1915, to the public schools and expressly repealing the act of April 18th, 1911. The act of April 18th, 1911, appropriates \$350,000 annually to the public schools, with a further conditional appropriation to be paid whenever in the opinion of the Governor the condition of the treasury will permit. The amount that is now being annually paid to the public schools in excess of the three mill tax is \$350,000 annually, the conditional appropriation referred to never having been released.

The condition of the treasury will not admit at this time of the heavy increase contemplated in S. 486, and I therefore have decided to withhold my approval from this bill which will leave intact the act approved April 18th, 1911. I thought that I should acquaint you with my purpose regarding this important bill, the cause of which is dear to every Alabamian. I have endeavored to keep constantly before you the condition of the State treasury, for your guidance, and will again give you a general summary that you may know the conditions that impel me to withhold my approval of a bill carrying increased appropriations to such a worthy cause. Our zeal and interest at times may cause

us to adopt an unwise course in the direction of institutions that are dear to us.

Alabama as a State to-day is devoting a larger per cent. of its revenues to the cause of education than any of the other States. She has been so unselfish in her efforts to improve this great department that we are possibly not reaping the benefits from our appropriations that we may have received under a more careful study of the situation. Only twenty-four per cent. of the school funds are supplied by localities, while the State pays the other seventy-six per cent. The states that have the best facilities and the larger funds for the common schools supply a much less per centage of the whole than does Alabama. In fact, the real situation should be reversed, that is, the State paying twenty-four per cent. of the total and the localities by counties and districts supplying the other seventy-six per cent. So long as we hold out the idea that the State will pay every dollar that she can to the cause regardless of the co-operation of the communities, just so long will the communities depend entirely upon the State for sustaining the schools.

The Constitution of 1901 wisely provided for the three mill tax for the common schools. This only lacks one-twenty-sixth of being one-half of the total amount of the tax levy that we are permitted to make under our fundamental law. This is a liberal per cent. of the total revenues of the State to be appropriated on a per capita basis. If we should change our tactics and apply all appropriations in excess of the three mill tax towards inducing the counties and districts to aid themselves by levying a local tax, then our school fund will increase, and our school facilities improve accordingly. This should be appropriated to these districts in proportion to the tax rate levied locally by these different subdivision. It is not only a question of more money but one of local interest as well, that we should seek to bring about.

There are districts in different counties of the State that at present have sufficient funds for the conduct of their schools for eight months in the year. What would these districts do with an increased appropriation?

They already pay their teachers liberally and the children in those districts are attending school. Under such conditions those districts will never levy a special tax, and any increase in the general appropriation on the per capita basis will add to these districts that are not in need of more funds. By using the funds as suggested above for the purpose of encouraging the counties and districts to aid themselves, you not only place the appropriation where it is needed, but you will also educate all communities to the point where in a few years they will have ample school funds. When such a time arrives, the treasury of the State will not be drained by the continual demand for an increase in the appropriation for the public schools.

When you took up your duties as legislators, the annual expenditures of the State were running more than \$300,000 in excess of the revenues. Up to the present time by your actions you have reduced the annual expenditures \$43,000, but you have also increased the annual expenses \$41,000 besides stated appropriations for a large sum and annual interest charges on current deficit, not taking into account the many bills now before me and those under consideration by you, carrying increased appropriations for many purposes.

Your constant reminder to me has been that our new tax law will bring in ample revenue. I am afraid that you have not analyzed the situation as it really exists. As I have stated to you in a message only a few days ago, the new license bill would only increase the revenues \$22,000 annually, and the result from general revenue bill is problematical. It would take sixty million dollars increase alone in the tax assessment to raise sufficient revenue in the general funds to pay the proposed increase in appropriation contemplated in S. 486. To raise sufficient revenue to bring the revenues on a par with the expenses, without considering additional appropriations, it will require an increase in assessment on the taxable property of the State of more than one hundred and twenty-five million dollars. Is there a single member of your bodies so optimistic as to believe that this will be the result? You must remember that the State receives for general purposes

of the six and one-half mills levied, only two and one-half mills. Three mills are devoted to the common schools and one mill to the old soldiers. It may be surprising to some of you to learn that the financial results of your judiciary legislation is only a saving to the State in salaries of less than \$5,000 annually. There has been much said in reference to the saving by the new system that is being enacted into law and the information given must be disappointing to many of you. You contemplate increasing the appropriation for the feeding of prisoners \$70,000 annually. It seems that this will be necessary under the present rate paid for their feed, and when the State has incurred an obligation there is no way to get rid of it except by full payment. As previously stated to you, I have attempted to constantly keep before you the condition of the State's finances, and when I return bills carrying appropriations without my approval, you must understand that it is not because of any lack of sympathy or interest in the institutions to which these appropriations are to be devoted, but because I see no way for the State to pay these appropriations without increasing the already large deficit which exists.

Chas. Henderson,
Governor.

GOVERNOR'S MESSAGE.

The foregoing message from His Excellency, the Governor, was read at length and the secretary was directed to have 500 copies printed for use of the Senate.

STATE OF ALABAMA
EXECUTIVE DEPARTMENT
MONTGOMERY

September 22, 1915.

Mr. President:

I am directed by the Governor to convey to the Senate a message in writing.

Respectfully,
W. E. Henderson,
Private Secretary.

MESSAGE FROM THE GOVERNOR.

To the Senate:

I am herewith returning you S. 639 without my approval.

This is a bill ratifying and continuing an appropriation made to the Alabama Polytechnic Institute approved April 13, 1911, and making an additional appropriation of \$15,000.

The appropriation contained in the act of 1911 referred to has never been released, and it is not necessary for further action of the Legislature to make it effective. By vetoing this measure it leaves intact the one referred to and as that one provides an increase for maintenance and other things, whenever the State treasury will permit of its being paid I think it is sufficient to meet urgent needs of the institution.

The condition of the treasury will not admit of an increase in the appropriation to this institution at this time however much we might desire to do so. A general outline of the situation is set forth in a message sent you to-day.

Chas. Henderson,
Governor.

GOVERNOR'S MESSAGE.

On motion of Mr. Lee, the Senate refused to reconsider and pass S. 639 the Governor's veto to the contrary notwithstanding.

Yeas, 0; nays, 27.

Nays:

Messrs.:	Easterly	Hollis	Miller
Bell	Ellis	Judge	McCain
Bonner	Elrod	Key	Price
Brown	Faulk	Kline	Pride
Bulger	Green	Lee	Thach
Burns	Higgins	Lewis	Wallace
Cooper	Hill	Lusk	Winkler

—27.

Which was a majority of the whole number elected to the Senate.

RESOLUTION.

Mr. Lusk offered the following joint resolution:

S. J. R. 188. Resolved by the Senate, the House of Representatives concurring, that when the two Houses adjourn for the day it be to re-convene on Friday, September 24th, at 9 A. M., and that when they adjourn for that day it be sine die.

Which was, under a suspension of the rules, adopted. To the President of the Senate:

We, your Committee on Conference, upon the disagreement of the two Houses on S. 384, beg leave to report as follows:

We recommend that the House recede from all amendments and adopt the following amendments, namely:

1. By striking out of the bill the word "April" and by inserting in lieu thereof the word "May."

2. By inserting after the word "crops" and before the word "on," in the first section of the bill, the following words: "Or a substantial portion of such of the crops to be grown as are usually planted by that time."

John A. Rogers,
John W. Lapsley,
J. M. Moore,

Committee on the Part of the House.

Chas. D. Kline,
Oscar S. Lewis,
H. H. Holmes,

Committee on the Part of the Senate.

CONFERENCE REPORT.

On motion of Mr. Kline, the Senate concurred in and adopted the report of the Committee of Conference on the disagreement of the two Houses on the House amendments to:

S. 384. To further regulate the relation of landlord and tenant, and contracts of hire with reference to agricultural lands.

Yeas, 23; nays, 0.

Yeas:

Messrs.:	Denson	Judge	Miller
Arrington	Easterly	Key	Milner
Brown	Ellis	Kline	McCain
Bulger	Hall	Lee	Thach
Burns	Higgins	Lewis	Weathers
Cooper	Hill	Lusk	Winkler

—23.

Nays, 0.

REPORT OF CONFERENCE COMMITTEE ON S. 506.

To the President of the Senate:

Your Committee of Conference, having under consideration S. 506, a bill to be entitled an act to provide for the election of a solicitor for every judicial circuit in the State and fix his salary, authorize the appointment of deputy solicitors, prescribe their duties and authority and fix their salaries, respectfully recommends as follows:

First: That the House recede from all amendments adopted by it.

Second: That the House amend the title of said bill so as to read as follows:

"A bill to be entitled an act to provide for the election of a solicitor for each judicial circuit in the State; to fix his compensation; authorize the appointment or election of deputy solicitors and assistant solicitors, prescribe their duties and authority, and fix their compensation." And that the Senate concur therein.

Your committee further recommends that the House amend section 1 of said bill by adding at the end thereof the following: "In all circuits composed of only one county, and in which there are more than three judges, and in which the circuit court is held at the county site and at some other place in the county and the cases arising in a designated portion of the county are tried at a place other than the county site and the cases arising in the remaining portion of the county are tried at the county site, there shall also be elected by the qualified electors of that portion of the county wherein the cases arise that are tried at the place of holding

the circuit court other than at the county site a deputy solicitor of such circuit who shall at the time of his election and during his term of office reside in the territory from which he is elected, and who shall hold office for the same term as the solicitors whose elections are provided for in this section, and who shall, in the absence of the circuit solicitor, discharge the same duties and exercise the same authority within the territory from which he is elected as if he were solicitor; and he shall receive a salary of twenty-four hundred dollars (\$2,400.00) per annum, payable out of the State treasury as the salaries of solicitors are paid; and who shall be under the supervision of the circuit solicitor of such circuit who shall at the time of his gaged in the discharge of his official duties in the territory from which he is elected, perform the duties and exercise the authority of deputy or assistant solicitor in the circuit court held at the county site."

And that the Senate concur in the above amendment.

Your Committee of Conference further recommends that section 3 of said bill be amended so as to read as follows, to wit:

"Every solicitor elected under the provisions of this act shall perform all such duties and exercise all such powers as may be prescribed by law and receive an annual salary of two thousand four hundred dollars (\$2,400.00), payable monthly out of the State treasury; provided, that in circuits that are composed of only one county and in which there are more than three judges the salary of the circuit solicitor shall be forty-five hundred dollars (\$4,500.00) per annum, twenty-four hundred dollars (\$2,400.00) of which shall be paid out of the State treasury as other circuit solicitors are paid, and the remainder shall be paid out of the county treasury of such county in equal monthly installments on the warrant of such solicitor."

And that the Senate concur in the above amendment.

Your committee further recommends that section 4 be amended so as to read as follows, to wit:

"The several circuit solicitors, except as otherwise provided by law, shall appoint a deputy solicitor in each county of his circuit to represent the State in all

cases in the county court and inferior courts and all preliminary proceedings, applications for bail and habeas corpus proceedings in all courts, aid or act for the circuit solicitor before the grand jury and in all matters in the circuit court when requested to do so by the circuit solicitor, and perform all the duties of the circuit solicitor in his absence when so directed by the circuit solicitor, and such deputies may be removed by the circuit solicitor at pleasure.

Provided, that where a county solicitor has been elected in any county in any circuit composed of more than one county and not more than four counties, he shall become the deputy solicitor of the county, and no deputy solicitor shall be appointed in such county until the expiration of the term for which such county solicitor was elected.

Provided, that in counties in circuits composed of more than one county and not more than four counties, where there is now a county solicitor whose salary is paid by the county and who also acts, or who has acted, as solicitor for the law and equity court in said county, such county solicitor shall hold office as such county or deputy solicitor for the term for which he was appointed or elected, and shall receive the same compensation as is now provided by law to be paid by the county; provided, that thereafter the deputy solicitor of such county shall be appointed by the circuit solicitor as herein provided.

Provided, further, that in counties in circuits where there is now a solicitor of the law and equity court, and no circuit court prior to January 1st, 1915, the solicitor of said law and equity court shall be the deputy or county solicitor in said county until the first Monday after the second Tuesday in January, 1919, at a salary of eighteen hundred dollars (\$1,800.00) per annum, said salary to be paid by the county in the manner that deputy or county solicitors are paid as herein provided.

And that the Senate concur in the above amendment.

Your committee further recommends that section 5 of said bill be amended by the House so as to read as follows:

"Sec. 5. There shall be paid out of the county treasury, except as herein otherwise provided, to the deputy solicitor of the county an annual salary in equal monthly installments of five hundred dollars (\$500.00) in counties having less than twenty thousand population, according to the last preceding Federal census; and in counties having twenty thousand population and less than thirty thousand, six hundred dollars (\$600.00); and in counties having thirty thousand and less than forty-five thousand population, nine hundred dollars (\$900.00); and in counties having more than forty-five thousand population and not exceeding seventy-five thousand population, twelve hundred dollars (\$1,200.00), which shall be in lieu of all fees or compensation allowed by law to such county solicitor, and the payment of said salary to be by warrant of the probate judge of the county drawn on the treasurer thereof, the population to be determined by the last Federal census preceding the time of the payment of the salaries.

Provided, that in counties where circuit or county court is held at more than one place in said county the deputy solicitor shall receive an annual salary of seven hundred fifty dollars (\$750.00), payable in the same manner as other deputy solicitors are paid.

Provided, however, that in circuits of more than one county and not more than three, and having two judges, and there is now a solicitor of the law and equity court in any such county who is receiving for his services fees for prosecuting criminal cases in such law and equity court, such solicitor shall, until the expiration of his present term, be the sole deputy solicitor of such county, and during such time shall receive all solicitors fees paid into the county treasury on account of convictions that may be had in the county court of such county.

And provided further, that in all counties not herein otherwise provided for, other than in circuits of five counties having two judges, in which there is now a law and equity court, or a court of like jurisdiction having a solicitor whose term will not expire before the first Monday after the second Tuesday in January,

1917, such solicitor until the expiration of his present term shall be the sole deputy solicitor for the county and shall receive as compensation for his services all solicitors fees collected for conviction in the county court. The payment of all fees to be received by deputy solicitors hereunder shall be by warrant of the probate judge of the county, drawn on the treasurer thereof. ~~Where an appeal is taken to the circuit court from a conviction in the county court and a conviction follows in the circuit court, the solicitors fee shall be paid to the deputy solicitor or into the county treasury, as herein provided.~~

In circuits of one county having one judge and a population of 45,000 or more where there is now a county court or city court with the jurisdiction of a circuit court, and having a solicitor elected by the qualified electors of such county, whose term of office will not expire by the first Monday after the second Tuesday in January, 1917, such solicitor, until the expiration of his present term, shall be the sole deputy solicitor for the county and receive as compensation for his services all solicitor's fees collected for convictions in the county court; provided, that such deputy solicitor shall not receive fees in excess of the salary he is now receiving as solicitor of the county or city court; and provided further, that at the expiration of the time for which such county or city court solicitor, so acting as deputy solicitor, was elected to serve, the circuit solicitor in such circuits shall have the right to appoint a deputy solicitor whose salary shall be twelve hundred dollars (\$1,200.00) a year, paid by the county."

And that the Senate concur therein.

Your committee further recommends that the House amend section 6 so as to read as follows:

"6. In counties which alone constitute a circuit and which have less than forty-five thousand population according to the last or any subsequent Federal census in which there is only one judge, there shall be no deputy solicitor, but the circuit solicitor shall himself perform all the duties of circuit and county solicitor in such counties. In circuits composed of only one county and havng two and not more than three judges, the cir-

cuit solicitor shall receive an annual salary of \$3,600, \$2,400.00 of which shall be paid by the State, and the remaining \$1,200.00 shall be paid by the county in monthly installments upon the certificate of the president of the board of revenue, and the deputy solicitor shall receive an annual salary of \$1,800.00 per annum, \$1,200.00 of which shall be paid by the State, and the remaining \$600.00 shall be paid by the county on certificate of the president of the board of revenue. In circuits having more than three judges the circuit solicitor may appoint not exceeding three deputy solicitors who shall be paid the following salaries: For the first deputy, \$3,600.00 per annum, and for the other two, \$2,400.00 per annum each; \$2,400.00 annually of the salary of the first deputy, and \$1,800.00 annually of the salary of each of the other deputies to be paid out of the State treasury as the salaries of the circuit solicitors are paid, and \$1,200.00 annually of the salary of the first deputy and \$600.00 annually of the salary of the other deputies to be paid out of the treasury of the county in monthly installments on warrants drawn on the treasurer by the circuit solicitor in favor of said deputies. In circuits composed of one county having three circuit judges, the board of revenue or court of county commissioners of each of said counties of the State shall supplement out of the revenue of such county the salary of the solicitor of such circuit so as to make the total annual salary of such circuit solicitor \$4,500.00 per annum, to be paid monthly in equal installments, the idea and intention hereof being to empower and direct such board of revenue or court of county commissioners to pay out of the funds of the county in the same manner as the salaries of county officers or employees are paid to the solicitor for such circuit an amount necessary, when added to the salary paid said solicitor by the State, as herein provided for, to equal a salary of \$4,500.00 per annum. The treasurer of such county is hereby directed to honor and pay to the solicitor such amount as herein provided for. The amount herein supplemented shall be paid monthly in equal installments. Nothing in this act shall be construed so as to alter, change, or repeal any local law providing for an as-

sistant solicitor in any county composing a judicial circuit with three circuit judges, where there is now an assistant solicitor, the local act creating such position as assistant solicitor is not repealed or altered by this act, but such act shall continue in full force and effect, and the provisions of this act relating to assistant solicitors or deputy solicitors shall not relate to or affect any county comprising one judicial circuit with three circuit judges; provided, however, that \$1,200.00 of the annual salary of such assistant solicitor as provided for in the local act creating the office shall be paid by the State, and the remainder of the salary of such assistant solicitor shall be paid by the county. And that the Senate concur in the foregoing amendment.

Your committee further recommends that the House amend section 7 so as to read as follows:

7. For every conviction of a misdemeanor in the county courts or inferior courts there shall be taxed and collected as a part of the costs and paid into the county treasury the same solicitors' fees provided for convictions in such cases in the circuit court; and on appeal to the circuit court, the same shall be taxed as a part of the costs in addition to the solicitors' fee taxed for such conviction in the circuit court, and this solicitors' fee previously taxed in the county court or inferior court, shall be paid when collected into the county treasury.

And that the Senate concur therein.

Your Committee on Conference further recommends that section 9 be amended so as to read as follows:

9. This act shall, for the purpose of the election provided for herein to be held on the first Tuesday after the first Monday in November, 1916, take effect on its approval, and for all other purposes this act shall become effective on the first Monday after the second Tuesday in January, 1917.

And that the Senate concur therein.

Your committee further recommends that the House amend section 10, so as to read as follows:

10. All general, local or special laws establishing the office of county solicitor or the office of solicitor of

any court by whatsoever name called, except circuit solicitors, and all general, local or special laws in conflict with any of the provisions of this act are hereby expressly repealed; and all provisions of such local act or acts, as well as all of the provisions of all other local or special acts applicable to such county solicitor or solicitors of any court in such county, which are not in conflict herewith are hereby made applicable in all things to the circuit solicitor of the county where such local acts apply just as fully and to the same extent as they now apply to such county solicitor or the solicitor of any court in such county.

Provided, however, that in circuits of one county having more than three judges and having a county solicitor elected by the qualified electors of the county, such solicitors shall until the first Monday after the second Tuesday in January, 1919, be the chief prosecuting officers of the county, and during such time continue to receive the same salary and from the same source as at the time and approval of this act, and exercise all the powers now conferred upon him by existing laws.

And that the Senate concur therein, and that the Senate concur in all of the foregoing amendments.

Respectfully submitted,

J. A. Lusk,
Alto V. Lee,
Thos. J. Judge,
J. M. Bonner,
W. W. Hill,

Committee on part of Senate.

W. C. Davis,
H. P. Merritt,
A. R. Brindley,
A. M. Tunstall,
W. S. Welch,

Committee on the part of House.

CONFERENCE REPORT.

On motion of Mr. Lusk, the Senate concurred in and adopted the report of the Conference Committee on

the disagreement of the two Houses on the House amendments to:

S. 506. To provide for the election of a solicitor for every judicial circuit of this State and fix his salary; authorize the appointment of deputy solicitors, prescribe their duties and authority and fix their salaries.

Yeas, 23; nays, 1.

Yeas:

Messrs.:	Denson	Hollis	Miller
Arrington	Easterly	Judge	Milner
Brown	Ellis	Key	McCain
Bulger	Faulk	Kline	Price
Burns	Green	Lewis	Pride
Cooper	Hartwell	Lusk	Thach

—23.

Nay: Mr. Higgins.—1.

REPORT OF CONFERENCE COMMITTEE ON S. 546.

To the President of the Senate:

Your Committee of Conference having under consideration S. 546, a bill to be entitled an act to further regulate practice and proceedings in the disposition of cases improperly brought as suits in equity or as suits at law or in the improper court, and to prescribe the manner of disposing of suits so brought, beg leave to report as follows:

1. We recommend that the House recede from all amendments and substitutes.

2. That the House amend said bill so as to read as follows and that the Senate concur therein, to wit:

A BILL

To be entitled an act to further regulate the practice and proceedings in the disposition of cases improperly brought as suits in equity or in the improper court, and to prescribe the manner of disposing of suits at law when an equitable question arises therein.

Be it enacted by the Legislature of Alabama:

Section 1. Whenever a bill in equity is filed on the equity side of the circuit court and a submission is had

upon a demurrer thereto, or upon the pleadings and proof when a decree upon a demurrer has not theretofore been rendered, and the judge before whom such submission is had is of the opinion that such bill is without equity for the reason that the complainant or plaintiff therein has an adequate remedy at law, the judge shall so state in his decree but shall not dismiss the bill, and shall direct in the decree that the cause be transferred to the law side of the court to which the same should have been originally brought, provided the county in which the cause is pending is the proper venue in which the remedy at law may be ascertained and determined. Upon the rendition of any such decree the clerk or register shall forthwith transfer the cause to the law side of the court and the same shall be docketed and proceed therein. Within thirty days after such cause has been so transferred the complainant or plaintiff shall make such amendment to the pleadings as may be necessary to convert the same from a bill in equity to an appropriate complaint at law, or, failing so to do within thirty days after the cause has been so transferred, the same shall be dismissed, and if the complainant or plaintiff desires a jury trial in the law side of the court he shall demand the same in writing within such thirty days as required by law; and after such cause has been so transferred and amended in the law side of the circuit court, the defendant shall plead or demur thereto within thirty days as required in actions at law or be in default, and if the defendant desires a jury trial in such law side he shall demand the same in writing within such thirty days as required by law; and on an appeal from the final judgment in the cause the complainant or plaintiff may assign error on the judgment or decree of the court transferring the cause.

Sec. 2. Whenever it shall satisfactorily appear to a judge who is presiding in the law side of the court that a cause set for hearing before him presents an equitable question, the decision of which should dispose of the cause and which cannot be disposed of in the law side of the court, the judge may upon his own motion enter a judgment or order transferring such cause from

the law side of the court to the equity side of the court, and the same shall be docketed therein and proceed in the equity side. Whenever an equitable right is claimed in any suit at law by a party who is plaintiff therein, such plaintiff may assert such right by a written motion filed in the cause which shall state the substance of the equitable right and be verified by the affidavit of some person having knowledge of the facts, and the legal sufficiency of such motion may be tested by demurrer and the facts alleged therein may be contraverted by affidavit. If it satisfactorily appears to the judge hearing the same that such motion and proof sufficiently assert and show an equitable question or right, the decision of which should dispose of the cause and which cannot be disposed of in the law side of the court, he shall so state in his judgment or decree and shall direct therein that the cause be transferred from the law side of the court to the equity side of the court, and the same shall thereupon be docketed and proceed in the equity side of the court. If an equitable question, the decision of which should dispose of the cause and which cannot be disposed of in the law side of the court, depends upon the assertion of an equitable right or defense by a party who is defendant or an intervening calimant in such suit at law, such party may assert such right or defense by a written motion filed in the cause, which shall state the substance of the equitable right or defense and be verified by the affidavit of some person having knowledge of the facts, and the legal sufficiency of such motion may be tested by demurrer and the facts therein may be controverted by affidavit. If it satisfactorily appears to the judge hearing the same that such motion and proof sufficiently assert and show an equitable right or defense, the decision of which should dispose of the cause and which cannot be disposed of in the law side of the court, he shall so state in his judgment or decree and shall direct therein that the cause be transferred from the law side of the court to the equity side of the court, and the same shall thereupon be docketed and proceed in the equity side of the court. Within thirty days after any such cause has been so transferred the plaintiff

or complainant shall make such amendments to the pleadings as may be necessary to conform to the appropriate pleadings in equity courts, or failing so to do within thirty days, the cause may be dismissed, in the discretion of the court; and the defendant in any such cause so transferred shall within thirty days after such amendment is filed, plead, answer or demur thereto as required by law or be in default. And on an appeal from the final judgment or decree in the cause error may be assigned on the judgment or order of the court transferring the cause by the party aggrieved thereby. The failure of any party to move or apply for a transfer of any cause as provided for in this act shall not be res adjudicata of any right of defense which could have been set up in any such motion or application.

Sec. 3. Whenever any cause, on the motion or application of any party thereto, is transferred as provided for by this act, and the party moving for such transfer fails to establish or maintain the question, right or defense asserted by him and the cause cannot then be finally disposed of in the side of the court to which the same was transferred, the judge hearing the cause shall so state in his judgment or decree, but shall not dismiss the cause and shall direct in such judgment or decree that the cause be re-transferred to the side of the court in which the same was originally filed, and shall tax all the costs then accrued against the party who moved or applied for a transfer of the cause and failed to establish or maintain the question, right or defense asserted by him. When any cause is so re-transferred, it shall thereupon be docketed in the side of the court in which originally filed and proceed to final judgment or decree therein, and on an appeal from the final judgment or decree in the cause error may be assigned by the party aggrieved on the judgment or decree of the court re-transferring the cause to the side of the court in which the same was originally filed.

Sec. 4. Whenever it shall appear to any court of law or equity that any cause filed therein should have been brought in another court of like jurisdiction in the same county, the court shall make an order transferring the cause to the proper court and the clerk or reg-

ister shall forthwith certify the pleadings, process, costs and order to the court to which the cause is transferred, and the cause shall be docketed and proceed in the court to which it is transferred, and the costs accrued in the court in which the cause was originally filed shall abide by the result of the suit in the court to which transferred.

Your committee further recommends that the Senate concur in the above amendment.

J. A. Lusk,
Alto V. Lee,
Thos. J. Judge,
J. M. Bonner,
W. W. Hill,

Committee on part of Senate.

W. C. Davis,
H. P. Merritt,
W. S. Welch,
A. R. Brindley,
A. M. Tunstall,

Committee on the part of House.

CONFERENCE REPORT.

On motion of Mr. Lusk, the Senate concurred in and adopted the report of the Conference Committee on the disagreement of the two Houses on the House amendments to:

S. 546. To further regulate practice and proceedings in the disposition of cases improperly brought as suits in equity or as suits at law, or in the improper court, and to prescribe the manner of disposing of the suits so brought.

Yeas, 24; nays, 1.

Yeas:

Messrs.:	Denson	Hollis	Miller
Arrington	Easterly	Judge	McCain
Bell	Ellis	Key	Price
Bonner	Green	Kline	Pride
Bulger	Higgins	Lee	Thach
Burns	Hill	Lusk	Wallace
Cooper			

—24

Nay: Mr. Lewis.—1.

REPORT OF COMMITTEE OF CONFERENCE ON S. 525.

To the Presiding Officer of the Senate:

Your Committee on Conference having under consideration S. 525, entitled "A bill to be entitled an act to regulate inferior courts in cities having more than 35,000 population, according to the last or any subsequent Federal census, to prescribe the jurisdiction of such courts and provide for the number and compensation of the judges for such courts, and to provide for the appointment and compensation of the clerks and assistant clerks thereof, and to abolish the offices of the justices of the peace in such cities," beg leave to report as follows:

1st. We recommend that the House recede from all amendments.

2nd. We further recommend that the House amend the bill and the Senate concur therein, so as to read as follows, to wit: A bill to be entitled an act to regulate inferior courts in cities having more than 35,000 population, according to the last or any subsequent Federal census, to prescribe the jurisdiction of such courts, and provide for the number and compensation of the judges for such courts and to provide for the appointment and compensation of the clerks and assistant clerks thereof, and to abolish the office of justice of the peace in such cities.

Be it enacted by the Legislature of Alabama, as follows:

Sec. 1. That in all cities of the State of Alabama now having, according to the last or any subsequent Federal census, a population of 35,000 inhabitants or more, the office of the justice of the peace of precincts lying within or partly within such cities, is hereby abolished and the jurisdiction exercised by such justices of the peace is hereby conferred upon the inferior courts or courts of common pleas created in lieu of the justices of the peace, which courts have heretofore been established in such cities whether with or without a jury trial, and whether a court of record or not.

Sec. 2. That such inferior court or courts of common pleas, shall have jurisdiction in all civil matters,

of which the justices of the peace have jurisdiction under the law in all precincts lying within or partly within the limits of said city, wherein such court is established and jurisdiction concurrent with the circuit court of all misdemeanors, but shall try all persons charged with misdemeanors without a jury and shall not be a court of record; provided, however, that in cities of 100,000 population or more, according to the last or any subsequent Federal census, such courts shall not have jurisdiction of the violations of any prohibition laws.

Sec. 3. The judges of such inferior courts, or courts of common pleas, by whatever name such courts are named or called, shall, where there is more than one such judge in such said city, be paid an annual salary of \$2,400.00, and where there is only one judge in any such city shall be paid an annual salary of \$3,000.00, in monthly installments out of the county treasury, on warrants to be drawn by such judge; provided, that in all cities where there are three judges or more, the judge of said court oldest in the service shall receive an annual salary of \$3,000.00, payable in monthly installments, out of the county treasury, in the same manner as the salaries of other judges of said courts are paid.

Sec. 4. Each judge of such court may appoint a clerk for his division of court, who shall hold office at the will of the judge appointing him, and who shall exercise and perform all the duties and powers conferred and required by law of clerks of such courts and who shall give bond in the sum of \$2,000.00, conditioned and payable as the bond of clerks of the circuit court, which bond shall be recorded in the office of the judge of probate, and who shall receive a salary of \$1,500.00 per annum, payable in monthly installments out of the county treasury, by warrant drawn upon the certificate of the judge that such clerk has performed the duties of the office for such month.

Sec. 5. That the clerk of such court may, with the consent of the judge, appoint a deputy clerk, should the business of the court justify, and such deputy clerk shall receive a salary of \$700.00 per annum, payable monthly out of the county treasury upon the certifi-

cate of the judge that he has performed the duties for such time, and that said deputy clerk may be either a male or a female; provided, that in any precinct within the jurisdiction of said court, in which there is at present an inferior court, which by the terms of the act creating the same, and by the provisions of this act, is abolished on the provisions of this act becoming effective, there shall be maintained a branch office of said court in which the deputy or assistant clerk, who shall be appointed by the judge of said court and who shall hold office at his will, and such deputy clerk or assistant clerk shall have and exercise all the rights, duties and powers pertaining to the office of the clerk of said court within said precinct, and such deputy or assistant clerk shall give a bond, conditioned and payable as the bond of clerks of said court, which bond shall be for the sum of \$1,000.00. Such deputy clerk shall draw a salary of \$1,000.00 per annum, in equal monthly installments payable out of the county treasury on the certificate of the judge of said court that he has performed the duties of the office.

Sec. 6. This act shall not affect the present term of office of any judge of any such court, and shall become effective at the expiration of the present term of the present incumbent, the successor or successors to the present incumbent or incumbents of such judgeship shall be elected at the time and in the manner prescribed by law for the election or successors of the judge of such inferior court or court of common pleas, or by whatever name the same is known and called, and the term of office shall be that now fixed for such judge; provided, however, that any city affected by this act, where there is an inferior court established in lieu of the justice of the peace, which has jurisdiction in or over only one precinct, lying within or partly within such city, and the law now provides that the judge of said court shall be elected by the qualified voters of such precinct. and this act confers on said court jurisdiction in or over one or more adjoining precincts, then the judge of said court shall hereafter be elected at the time now provided by law by the qualified voters of all the precincts in or over which said judge shall have juris-

diction and the election shall be held in the manner now provided by law for the election of such judge, except that provision shall be made by the duly constituted, lawful and proper authorities for holding elections for the judge of such court in the additional precinct or precincts in or over which said court shall have jurisdiction; provided, further, that in any city where by this act, jurisdiction in or over an adjoining precinct or precincts is conferred upon such inferior court created in lieu of the justice of the peace now having jurisdiction in or over only one precinct lying within or partly within such city, the judge of said court shall hold court at least one day of each week in each of said adjoining precincts, and the board of revenue of such county in which said court is located shall provide a suitable place in each of said precincts for holding court; provided, further, that the judge of said court shall be a qualified elector of one of the precincts in or over which said court has jurisdiction.

Sec. 7. Whenever no provision of law exists for the necessary services of sheriffs, deputies, constables or bailiffs, the judge of the court so situated may appoint a bailiff, who shall receive not exceeding \$60.00 per month for his services, to be paid out of the county treasury, and he may be removed at any time by the judge of such court; such bailiff to be paid monthly out of the county treasury upon the certificate of the judge that he has performed the duties entitling him to such payment.

Sec. 8. That judges of the inferior courts or courts of common pleas or by whatsoever name said court is called, shall be learned in the law, or shall have been judge of such inferior court or court of common pleas or a court created in lieu of justice of the peace by whatsoever name called.

Sec. 9. Appeals from judgments of the several inferior courts or courts of common pleas mentioned in this act may be taken within five days in the manner as appeals are taken from justice courts and county courts to the circuit court of the respective counties in which such courts are located, and all appeals taken as herein provided shall be tried de novo and be prefer-

red cases in the circuit court; that no appeal shall be taken from any of said inferior court or courts of common pleas to the Supreme Court, but only to the circuit court or court of like jurisdiction.

Sec. 10. The courts of county commissioners or boards of revenue in counties of over 100,000 population according to the last or any subsequent Federal census to which this act is now or may hereafter become applicable, may fix and provide a salary or salaries for such a number of deputy solicitors as they may deem proper to prosecute misdemeanors and preliminary investigations in such courts, and whenever said salary or salaries have been so fixed or provided, the chief prosecuting attorney of such county, whether he be county solicitor or circuit solicitor, shall, whenever notified thereof by the court of county commissioners or board of revenue of such county appoint the number of deputy solicitors, the salary for whom had been fixed and provided by such board of county commissioners or board of revenue, which deputy solicitors shall at the time of their appointment and during their term of office, reside within one of the precincts within which he has been assigned to prosecute, and whenever such a deputy solicitor has been provided as herein provided for, and shall be taxed as a part of the costs in each misdemeanor case prosecuted by him, the same solicitor's fees that are authorized to be taxed in such cases in the county courts of this State, which solicitor's fee shall be collected by the clerk of such court and paid into the county treasury of such county.

Sec. 11. That the deputy solicitors in all counties having a population of more than 82,000 and not more than 100,000, according to the last or any subsequent Federal census, shall be and required to prosecute all cases before the inferior court when requested so to do by the judge thereof, and upon conviction in such case there shall be taxed as a part of the costs in each case so prosecuted by him the same solicitor's fee that is authorized to be taxed in the circuit court for like offenses and shall be collected by the clerk of such court and paid into the county treasury of such county.

Sec. 12. That in addition to the power and jurisdiction hereinabove conferred upon such inferior courts

they shall have and are hereby given authority and jurisdiction to sentence to hard labor for the payemnt of fine and costs.

Sec. 13. That in any precinct in which justices of the peace are abolished and in which an inferior court created in lieu of the justices of the peace goes out of existence under the terms of the act creating said court at the same time this act goes into effect, the jurisdiction of said inferior court and all jurisdictions now vested in justices of the peace is hereby conferred upon that inferior court created in lieu of the justices of the peace, whose place of holding court on the first day of July, 1915, was nearest to any part of said precinct and in any precinct or precincts in which the offices of the justice of the peace and notary public ex-officio justice of the peace is abolished by this act, the jurisdiction of said offices is hereby conferred upon that inferior court created in lieu of the justices of the peace, whose place of holding court on the first day of July, 1915, was nearest to any part of said precinct or precincts and the jurisdiction of and for such precinct or precincts as hereinabove mentioned and any additional jurisdiction conferred upon inferior courts by this act for such precinct or precincts is vested in said inferior court and the provisions of this act conferring jurisdiction concurrent with the circuit court of all misdemeanors shall go into effect immediately upon the passage and approval of this act.

Sec. 14. That the provisions of this act relative to the appointment of deputy clerks and bailiffs of such courts where there is no deputy clerk or bailiff shall become effective upon the passage of this act.

Sec. 15. That if any section, clause or provision of this act shall be declared to be unconstitutional or held invalid, it shall not be held to affect any other section, clause, or provision, but the same shall remain in full force and effect. This act shall become effective on the first Monday after the second Tuesday of January, 1917, except as herein otherwise specially provided.

Sec. 16. All laws and parts of laws, general, special or local, in conflict with any of the provisions of this act be and the same are hereby repealed.

And we recommend that the Senate concur in the foregoing amendments, all of which is respectfully submitted.

J. A. Lusk,
Alto V. Lee,
Thos. J. Judge,
J. M. Bonner,
W. W. Hill,

Committee on the part of Senate.

W. C. Davis,
A. R. Brindley,
W. S. Welch,
H. P. Merritt,
A. M. Tunstall,

Committee on the part of the House.

CONFERENCE REPORT.

On motion of Mr. Lusk, the Senate concurred in and adopted the report of the Committee of Conference on the disagreement of the two Houses on the House amendments to:

S. 525. To regulate inferior courts in cities having more than thirty-five thousand population, according to the last or any subsequent Federal census; to prescribe the jurisdiction of such courts and to provide for the number and compensation of the judges of such courts and to provide for the appointment and compensation of the clerks and assistant clerks thereof and to abolish the office of justice of the peace in such cities.

Yeas, 25; nays, 0.

Yeas:

Messrs.:	Ellis	Kline	McCain
Bell	Hartwell	Lee	Price
Bonner	Higgins	Lewis	Pride
Bulger	Hill	Lusk	Thach
Burns	Hollis	Miller	Wallace
Cooper	Judge	Milner	Winkler
Easterly	Key		

—25.

Nays, 0.

REPORT OF CONFERENCE COMMITTEE ON S. 558.

To the President of the Senate:

Your Committee on Conference, having under consideration S. 558, a bill to be entitled an act to divide the State into judicial circuits for the circuit courts, to be numbered and composed of counties named, and to **fix the times and places** for holding the courts therein, beg leave to report as follows:

1. We recommend that the House recede from all amendments adopted by it; and

2. That the House amend said bill so as to read as follows, and that the Senate concur therein, to wit:

A bill to be entitled an act to divide the State of Alabama into judicial circuits for the circuit courts to be numbered and composed of counties named, fix the times and places for holding the circuit courts therein and provide for changing the time of holding such courts.

Be it enacted by the Legislature of Alabama:

Section 1. The State of Alabama is hereby divided into judicial circuits for the circuit courts, which circuits are numbered and composed of counties as follows:

First Circuit: Choctaw, Clarke, Marengo and Washington. Second Circuit: Baldwin, Butler, Conecuh, Crenshaw and Escambia. Third Circuit: Barbour, Bullock, Dale and Russell. Fourth Circuit: Dallas. Fifth Circuit: Chambers, Lee, Macon and Tallapoosa. Sixth Circuit: Tuscaloosa. Seventh Circuit: Shelby and Talladega. Eighth Circuit: Cullman, Lawrence, Limestone, Madison and Morgan. Ninth Circuit: Cherokee, DeKalb, Jackson and Marshall. Tenth Circuit: Jefferson. Eleventh Circuit: Colbert, Franklin and Lauderdale. Twelfth Circuit: Coffee, Covington and Pike. Thirteenth Circuit: Mobile. Fourteenth Circuit: Marion, Walker and Winston. Fifteenth Circuit: Montgomery. Sixteenth Circuit: Etowah, Blount and St. Clair. Seventeenth Circuit: Autauga, Bibb, Chilton, Elmore and Perry. Eighteenth Circuit: Calhoun. Nineteenth Circuit: Lowndes, Monroe and Wilcox. Twentieth Circuit: Geneva, Henry and Houston. Twenty-First Circuit:

Clay, Cleburne, Coosa and Randolph. Twenty-Second Circuit: Greene, Hale and Sumter. Twenty-Third Circuit: Fayette, Lamar and Pickens.

Sec. 2. That, except as otherwise herein provided, the circuit court shall be held in every county in this State at the times and places hereinafter fixed for the beginning of the peremptory call of causes for trial, and shall be continued to and including the last Saturday next before the next call in that county, or in any other county in that circuit, unless the business is sooner disposed of.

Sec. 3. Except as otherwise provided herein, the circuit courts of the several counties of the State shall be held at the court houses thereof.

Sec. 4. The circuit courts in the several circuits and counties thereof shall be held as follows:

(1). FIRST CIRCUIT.

The circuit court in the first judicial circuit shall be held in each year as follows:

In the county of Washington, on the first Mondays of January, April, July and October.

In the county of Choctaw, on the third Mondays of January, April, July and October.

In the county of Clark, on the second Mondays of February, May, August and November.

In the county of Marengo, for the trial of jury, non-jury and equity cases: At Demopolis, on the fourth Mondays in February and August, and may continue one week; at Linden, on the second Mondays in March and December, and may continue for two weeks.

For the trial of non-jury and equity cases: At Demopolis, on the fourth Mondays in May and November, and may continue for two weeks; at Linden, on the second Mondays in June and September, and may continue for two weeks.

All grand juries shall hold all meetings at Linden, and shall be drawn from the county at large. The county of Marengo is hereby divided in two subdivision: The northern division, which shall be composed of Demopolis, Macon, Faunsdale and Spring Hill precincts;

the southern division, which shall be composed of the rest of the county. Petit juries for the northern division shall be composed of persons residing in the northern division, and petit juries for the court at Linden shall be composed of persons residing in the southern division, and there shall be a jury box for each division and from which the juries shall be drawn for their respective subdivisions of the county.

All civil cases shall be tried in the territorial subdivision in which the defendants or one of them reside, except actions of ejectment and trespass to realty, which shall be tried in the subdivision in which the land is located. Corporations shall be sued in the subdivision in which they could be sued if the subdivision constituted a county.

Criminal cases shall be tried in the subdivision in which the offense was committed, and the solicitor shall endorse on the back of each indictment the subdivision in which the offense was committed, and it shall be the duty of the clerk to transfer the indictment for offenses committed in the northern division to said division. The fact that cases may or may not be properly transferred shall not affect the validity of the indictments, or the trial, unless there be a plea to the jurisdiction, and if there be such a plea and it is sustained, the case shall be transferred to the proper subdivision.

The city of Demopolis shall, without expense to the county, furnish a court house, a jail, and other facilities for successfully holding court in the northern division of Marengo county. The sheriff, however, shall have the right to keep all prisoners in the Linden jail, provided he has them in court for trial.

If Demopolis fails to furnish adequate prison facilities while court is in session, the trial judge shall have full authority to transfer the criminal cases to the southern division, and the same shall stand for trial in said southern division.

(2). SECOND CIRCUIT.

The circuit court in the second judicial circuit shall be held in each year as follows:

In the county of Crenshaw, at Luverne, the first Mondays in January and April and the second Monday in September.

In the county of Butler, at Greenville, the third Monday in January and April and the fourth Monday in September.

In the county of Conecuh, at Evergreen, on the second Monday after the third Monday in January and April and the second Monday after the fourth Monday in September.

In the county of Escambia, at Brewton, on the fourth Monday after the third Monday in January and April and on the fourth Monday after the fourth Monday in September.

In the county of Baldwin, at Bay Minette, on the sixth Monday after the third Monday in January and April and on the sixth Monday after the fourth Monday in September, further providing that the jury terms of Baldwin county be three weeks each.

(3). THIRD CIRCUIT.

The circuit court in the third judicial circuit shall be held in each year as follows:

In the county of Barbour, at Clayton, on the first Mondays of January, April, July and October.

In the county of Barbour, at Eufaula, on the second Mondays in March, June, September and December.

In the county of Dale, on the third Mondays of January, April, July and October.

In the county of Bullock, on the first Mondays of February, May, August and November.

In the county of Russell, on the third Mondays of February, May, August and November.

The territorial jurisdiction and venue of each separate branch of the circuit court of Barbour county shall remain the same as now prescribed by law.

(4). FOURTH CIRCUIT.

The circuit court in the fourth judicial circuit shall be held in each year as follows:

In the county of Dallas, on the first Mondays of January, April, July and October; and the judge shall, by order entered on the minutes, designate the days on which the docket of civil cases to be tried by juries shall be called, the days when the cases for trial without juries shall be called, the days when criminal cases shall be called for trial, and the days when the docket of equity cases shall be called, and may, from time to time, as experience dictates, change the order or times when these dockets will be called.

(5). FIFTH CIRCUIT.

The circuit court in the fifth judicial circuit shall be held in each year as follows.

In the county of Tallapoosa, at Alexander City, on the first Mondays in February, May, August and November; provided, that the court beginning on the first Mondays in May and November shall try only non-jury cases and pass upon the pleadings in pending cases.

In the county of Tallapoosa, at Dadeville, on the first Mondays in March, June, September and December; provided, that the court beginning on the first Mondays in June and December shall try only equity and non-jury cases and settle the pleadings in all cases on the jury docket.

In the county of Chambers, on the third Mondays in February, May, August and November. The court to try only non-jury and equity cases and settle pleadings at the May and November terms.

In the county of Macon, on the first Mondays in January, April, July and October. Only equity, non-jury cases and the settling of pleadings shall be tried at the January and July terms.

In the county of Lee, on the third Mondays of January, April, July and October.

(6). SIXTH CIRCUIT.

The circuit court in the sixth judicial circuit shall be held in each year as follows:

In the county of Tuscaloosa, beginning on the first Monday in January and ending on the last Saturday

in June, to be known as the spring term; and beginning on the first Monday in July and ending on the last Saturday in December, to be known as the fall term. And the judge of such sixth circuit shall have the right to order a grand jury or to order recesses of grand juries at any time he sees fit.

(7). SEVENTH CIRCUIT.

The circuit court in the seventh judicial circuit shall be held in each year as follows:

In the county of Shelby on the first Mondays of January, May and September.

In the county of Talladega, on the first Mondays of March, July and November.

(8). EIGHTH CIRCUIT.

The circuit court of the eighth judicial circuit shall be held every year as follows:

In the county of Lawrence, on the first Mondays in March and September, and may continue two weeks; third Monday in July and first Monday in December, and may continue one week.

In the county of Limestone, on the second Monday in January and the first Mondays in April, July and October, and may continue two weeks each.

In the county of Cullman, on the first Mondays in March and September, and may continue four weeks each, and on the first Mondays in July and December, and may continue two weeks.

In the county of Morgan, on the fourth Monday in January, and may continue to and including the last Saturday of February, and on the third Monday in April, and may continue to and including the last Saturday in June, and on the first Monday in August, and may continue to and including the last Saturday of that month, and on the third Monday in October, and may continue to and including the last Saturday of November.

In the county of Madison, on the fourth Monday in January, and may continue to and including the last

Saturday in February, and on the third Monday in April, and may continue to and including the last Saturday in June, and on the first Monday in August, and may continue to and including the last Saturday of that month, and on the third Monday in October, and may continue to and including the last Saturday of November.

(9). NINTH CIRCUIT.

The circuit court in the ninth judicial circuit shall be held in each year as follows:

At Albertville, in Marshall county, on the second Monday in January, and on the fourth Monday in July and may continue two weeks.

At Centre, in Cherokee county, on the fourth Monday in January and the second Monday in August, and may continue two weeks.

At Fort Payne, in DeKalb county, on the second Monday in February and the fourth Monday in August, and may continue three weeks.

At Scottsboro, in Jackson county, on the first Monday in March and on the third Monday in September, and may continue four weeks.

At Guntersville, in Marshall county, on the first Monday in April and the third Monday in October, and may continue three weeks.

Non-jury and equity cases: At Albertville, in Marshall county, on the first Monday in May, and may continue one week.

At Centre, in Cherokee county, on the second Monday in May, and may continue one week.

At Fort Payne, in DeKalb county, on the third Monday in May, and may continue one week.

At Scottsboro, in Jackson county, on the fourth Monday in May, and may continue two weeks.

At Guntersville, in Marshall county, on the second Monday in November, and may continue two weeks.

The grand jury shall be organized and empaneled on the first Monday in the first and third term in each year in Cherokee county, Jackson county and in DeKalb county, and at Guntersville, in Marshall county, but no grand jury shall be empaneled at Alberville unless in an emergency by special order of the court or judge.

(10). TENTH CIRCUIT.

The circuit court in the tenth judicial circuit shall be open all the year for the transaction of business each day, except Sunday and except on such legal holidays as the court may by order made on its records designate from time to time; provided, however, that from the first day of July until the first day of September of each year, no civil cases at law shall be tried in such court without the consent of the parties, but during such period at least two of the judges to be designated by the presiding judge shall be at the court house every day at Birmingham, and at least one of the judges to be designated by the presiding judge shall be at the court house at Bessemer every day except Sunday for the transaction of such business as may be presented to them. Provided, further, that the presiding judge may order a recess during all or any portion of the week beginning on December 24 of each year, not extending beyond six court days; provided, further, that no civil cases shall be set for hearing in said court except by consent of the parties during the week preceding each call of the division in the Supreme Court, including Jefferson county, and during the first week of such calls. That said circuit court of the tenth judicial circuit shall be held as above provided in the city of Birmingham and in the city of Bessemer. That all cases, civil, criminal and of every other character and form of action and proceeding arising within the territory included in precincts 1, 2, 3, 4, 5, 7, 24, 27, 33, 35, 40, 41, 49 and 51 as now laid off and included within the present territorial jurisdiction of the city court of Bessemer and over which the circuit court of Jefferson county has jurisdiction, shall be tried in the circuit court of Jefferson county at Bessemer; and all cases, civil, criminal and of every other character and form of action and proceeding arising within the remainder of Jefferson county and over which the circuit court of Jefferson county has jurisdiction, shall be tried in the circuit court of Jefferson county at Birmingham; and, if at any time, a case or proceeding is filed or instituted in the circuit court of Jefferson coun-

ty at Birmingham which, under the provisions of this act or any other law, should be tried at Bessemer, the same shall not be dismissed, but shall be, together with all pleadings, papers and records with reference thereto, immediately transferred to Bessemer and shall there be tried just as if it had been originally filed or instituted in the circuit court of Jefferson county at Bessemer. And if at any time a case or proceeding is filed or instituted in the circuit court of Jefferson county at Bessemer which, under the provisions of this act or any other law, should be tried at Birmingham, the same shall not be dismissed, but shall, together with all pleadings, papers and records in reference thereto, be immediately transferred to the circuit court of Jefferson county at Birmingham, and shall there be tried just as if it had been originally filed or instituted in the circuit court of Jefferson county at Birmingham. In no event shall the jurisdiction of any case or proceeding be lost because filed or instituted at the wrong place of trial. That one or more of the circuit judges of the tenth judicial circuit shall at the time of his election and during his term of office reside within that part of Jefferson county within which the cases arising therein are tried at Bessemer, and one or more of the said judges shall at the time of his election and during his term of office reside within that part of Jefferson county within which the cases arising therein are tried at Birmingham. There shall be grand juries held at the times provided by law at each place therein provided for holding court. Grand juries held at Bessemer shall investigate all matters coming under the jurisdiction of the grand juries in Jefferson county arising within the territory within which the cases arising therein under the terms of this act are tried at Bessemer. Grand juries held at Birmingham shall investigate all matters coming under the jurisdiction of the grand juries of Jefferson county that arise within the territory within which the cases arising therein under the terms of this act are tried at Birmingham. It is hereby made the duty of the board of revenue of Jefferson county and they are hereby directed and required to provide out of the funds of Jefferson county, suitable and ade-

quate court facilities for holding court at each of the places herein provided for, and also to provide for the expenses of the transfer of prisoners to and from the county jail to Bessemer division of the said court. That when the act consolidating all courts of record into the circuit court goes into operation, all the books, papers and records of every kind in or belonging to the city court of Birmingham shall be transferred to and become the books, papers and records of the circuit court of Jefferson county held at Birmingham and shall therein remain; and all cases pending and undetermined in the said city court of Birmingham, the criminal court of Jefferson county and the chancery court of Jefferson county shall be transferred to and continued in and be finally disposed of in the circuit court of Jefferson county at Birmingham in the same manner as if they had been originally filed and instituted in the said circuit court at the said place, and all books, papers and records of every kind in or belonging to the city court of Bessemer shall be transferred to and become the books, papers and records of the circuit court of Jefferson county at Bessemer, and shall remain therein; and all cases pending and undetermined in the city court of Bessemer at the time of the consolidation shall be transferred to and be continued in and be finally disposed of in the circuit court of Jefferson county at Bessemer in the same manner as if they had been originally filed or instituted in the said circuit court at said place. The circuit court of Jefferson county at Bessemer may for all practical purposes be designated and referred to as the Bessemer division of the circuit court of Jefferson county.

(11). ELEVENTH CIRCUIT.

The circuit courts in the eleventh judicial circuit shall be held in each year as follows:

In the county of Lauderdale, on the first Monday in January and June, and may continue two weeks, and on the first Mondays in March and September, and may continue four weeks.

In the county of Colbert, on the third Mondays in January and June, and may continue two weeks, and

on the first Mondays of April and October, and may continue four weeks.

In the county of Franklin, on the first Mondays in May, August and November, and may continue four weeks each.

(12) TWELFTH CIRCUIT.

The circuit court in the twelfth judicial circuit shall be held in each year as follows:

In the county of Coffee, at Elba, on the first Mondays of January, April, July and October; and at Enterprise on the first Mondays of February, May, August and November.

In the county of Covington, on the third Mondays of February, May, August and November.

In the county of Pike, on the third Mondays of January, April, July and October.

(13). THIRTEENTH CIRCUIT.

The circuit court in the thirteenth judicial circuit shall be held in each year as follows:

In the county of Mobile, on the first Mondays in January, April, July and October.

(14). FOURTEENTH CIRCUIT.

The circuit court of the fourteenth judicial circuit shall be held in each year as follows:

In the county of Walker, on the first Mondays in February, June and October of each year, for the trial of jury cases, and may continue until all cases on the jury dockets are disposed of; also on the second Mondays in January, March, May, July, September and November of each year, for the trial of non-jury and equity cases, and may continue until all such cases are disposed of. Any judge holding circuit court in Walker county may reset any case for trial for any day and empanel juries for the trial of cases at any time, other than those above mentioned, and proceed at such time as he may appoint with the trial of all cases on the dockets of said court. A grand jury shall be organized

for Walker county on the first Monday in February, and the first Monday in October of each year, or at such other time as the presiding judge or judge holding the court may, by order entered on the minutes, designate, and such grand jury may be recessed by the court from time to time, and be re-assembled upon the order of the court at any time the court may deem right and proper. The grand jury shall not be finally discharged prior to the 20th day of the month next preceding the month in which the next grand jury is hereby required to be organized.

In Winston county, for the trial of all cases in the circuit court of said county, on the second Mondays in March and September of each year, and at such other times as any judge of said court may name by order entered upon the minutes of the court, and continue for three weeks or until the business of the court is disposed of. A grand jury shall be organized for said county at the beginning of the March and September terms and may be recessed and reconvened by the judge holding said court from time to time as he may deem proper. The grand jury when once organized shall not be finally discharged except for cause satisfactory to the judge holding the court before the 20th day of the month next preceding the month in which the next grand jury is required to be organized, and on the 20th day of said month said grand jury shall stand discharged without any formal order of the court.

In Marion county, for the trial of all cases in the circuit court of said county on the third Mondays in February and August of each year, and at such other times as either judge of said circuit may name by order entered upon the minutes of the court, and continue three weeks, or until the business of the court is disposed of. A grand jury shall be organized for said county at the beginning of the February and August terms of said court, and may be recessed and reconvened by the judge holding said court from time to time as he may deem proper. The grand jury when once organized shall not be finally discharged except for cause satisfactory to the judge holding the same before the 20th day of the month next preceding the month in which

the next grand jury is required to be organized, and on the 20th of said month said grand jury shall stand discharged without any formal order of the court. And on the fourth Mondays in May and November, and may continue one week each, for the trial of non-jury civil causes and causes on the equity dockets of said court.

If for any cause, any term of court herein required to be held in the fourteenth circuit should not be convened at the time herein required, the same may be convened and held at such other time as the judge who is to hold such court may direct by order spread on the minutes of said court. All the rules of practice heretofore established and now prevailing, whether by statute or by order of the court in the fourteenth judicial circuit as now composed and the circuit court of Marion county are hereby expressly preserved, and the judges of the fourteenth circuit provided for in this act are authorized to change, modify or enlarge any of said rules of practice so as to better expedite the business of said court, and to that end may make and promulgate other rules of practice not inconsistent with the general laws of the State, which rules shall be reduced to writing, signed by the judges of said circuit and spread upon the minutes of the court in the county or counties in which they shall obtain.

(15). FIFTEENTH CIRCUIT.

The circuit court in the fifteenth judicial circuit shall be held as follows:

In the county of Montgomery, the courts of said circuit shall be open for the transaction of business every day in the year except Sunday, days that have been declared holidays by the Legislature of Alabama, and such days as the court by order entered on the minutes shall designate. That said circuit shall be divided into two divisions, to be known as the first division and the second division; and each of said divisions shall be presided over by one of the judges of said circuit. The judge receiving the highest number of votes in the general election shall be known as the presiding judge of

said circuit and shall preside over the first division of said circuit, and the other judge shall be known as the associate judge of said circuit, and shall preside over the second division of said circuit. If said judges receive the same number of votes in the general election, then the said judges shall agree over which division each shall preside, and shall enter an order to that effect upon the minutes of each division of said court. If unable to agree, this fact shall be certified to the chief justice of the Supreme Court of Alabama by either of said judges, and said chief justices shall thereupon designate which judge shall preside over each division, and this action of the chief justice shall thereupon be entered upon the minutes of each division and shall have the force and effect of an order of said court. The judge of each division shall by an order entered on the minutes of the division, designate the day on which the dockets of the civil, criminal and equity cases to be tried in the division over which each of said judges preside, shall be called; the days when the cases for trial with and without juries shall be called; the days when criminal cases shall be called for trial, and the days when the docket of equity cases shall be called, and may, from time to time, as experience dictates, change the order or time when these dockets will be called; provided, that no cases, except equity cases and criminal cases wherein the defendant is confined in jail, shall be tried during the months of July and August of each year. All civil and equity cases pending in the said first division shall be called during the months of January, March, May, July, September and November of each year, at such times as the judge of said division may designate; all civil and equity causes pending in the second division shall be called during the months of February, April, June, August, October and December of said year at such times as the judge of said division may designate, except as herein otherwise provided. The grand juries may be impaneled and criminal cases may be set for trial by the judge of either division at such times as he sees fit, and nothing herein shall be construed as limiting the time when the judge of either division may empanel the grand jury, or set for trial the

docket of criminal cases pending in his division; and the judge of each division shall empanel not less than two grand juries during such months as his division is not open for the trial of civil and equity causes. Parties have the right to commence actions in either division of said circuit, and all actions shall be continued until finally disposed of in the division in which originally begun; provided, that by consent of the parties, any cause may be transferred from one division to the other.

(16). SIXTEENTH CIRCUIT.

The circuit court in the sixteenth judicial circuit shall be held in each year as follows:

In Etowah county, at Gadsden, on the first Mondays in February, June and October for the trial of cases by jury, and may continue until the cases on the jury docket are disposed of. At Gadsden, in Etowah county, on the first Mondays in January, March, May, July, September and November for the trial of non-jury cases and the cases pending on the equity docket, and may continue until such cases are disposed of; provided, the judge holding court in Etowah county may rest any case for trial upon any day that may seem right and proper, and may have juries for the trial of cases at times other than those mentioned herein, and may proceed at such time as he may appoint with the trial of cases on the dockets of said county as fully and completely as if herein expressly authorized and required. A grand jury shall be organized for Etowah county on the first Monday in February and on the first Monday in October of each year, and such grand jury, after organization, may be recessed by the court from time to time as may seem right and proper, and the same may be re-assembled upon the order of the court at any time the court may deem proper, and provided that the grand jury when once organized shall not be finally discharged prior to the 20th day of the month next preceding the month in which the next grand jury is required to be organized.

In Blount county, at Oneonta, for the trial of all cases pending on any of the dockets of said county, on

the first Monday in April, August and December, and may continue until the business is disposed of. A grand jury shall be organized for said county at the April and August terms of said court, and may be recessed and reconvened by the judge holding said court from time to time, as he may deem proper; and provided, that the grand jury, when once organized, shall not be finally discharged until the 20th day of the month next preceding the month in which the next grand jury is required to be organized and on said 20th day of said month said grand jury shall stand discharged without any formal order of the court.

In St. Clair county, at Ashville, on the second Mondays in March and September, for the trial of all cases pending on any of the dockets of said court, and may continue until the business on all the dockets of said court is disposed of. A grand jury shall be organized for the northern judicial division of said county on the first day of each term, and shall not be finally discharged until the 20th day of the month next preceding the month in which the next grand jury is required to be organized, at which time it shall stand discharged without any formal order of the court. The grand jury, after organization, may be recessed and reconvened by the court from time to time as he may deem proper. In St. Clair county at Pell City, on the first Monday in January and July, for the trial of all cases pending on any of the dockets of said court, and may continue until the business of said court is disposed of. A grand jury shall be organized for the southern judicial division of said county on the first day of each term of said court and may be recessed and reconvened by the judge holding said court from time to time as he may deem proper. Provided, that the grand jury, after organization, shall not be finally discharged until the 20th day of the month next preceding the month in which another grand jury is required to be organized, and at said time said grand jury shall stand discharged without any formal order of the court. The first week of each term of the courts in Blount and St. Clair counties shall be devoted to the trial of the equity and non-jury causes pending on the dockets; the second week shall be de-

voted to the trial of the civil jury causes, and the third week to the trial of criminal jury causes; provided, however, that the judge holding either of said courts may change, modify or enlarge upon the order of business herein provided as in his judgment may seem right and proper, to the end that opportunity may be afforded at each term of said courts for the trial of all causes pending therein, and which may be done by the judge by an order spread upon the minutes of said court either in term time or vacation. Provided, further, that if for any cause any term of court herein required to be held shall not be convened at the time herein required to be held, the same may be convened and held at such other time as the judge who is to hold such court may direct by order spread upon the minutes of said court. All the rules of practice heretofore established and now prevailing, either by statute or by order of the court, in the sixteenth judicial circuit as now composed are hereby expressly preserved, and the judges of said circuit are authorized to change, modify or enlarge any of said rules of practice so as to better expedite the business of said court, and to that end may make and promulgate other rules of practice, not inconsistent with the general laws of the State, which rules shall be reduced to writing, signed by the judges of said circuit and spread upon the minutes of the court in the county or counties in which they shall obtain.

(17). SEVENTEENTH CIRCUIT.

The circuit courts in the seventeenth judicial circuit shall be held each year as follows:

In the county of Autauga, on the third Mondays in January and August for jury terms, and the third Monday in June, non-jury term.

In the county of Bibb, on the second Mondays in February and September for jury terms, and the first Monday in June for non-jury term.

In the county of Chilton, on the second Mondays in April and November for jury terms, and the first Monday in July, non-jury term.

In the county of Elmore, on the first Mondays in March and October for jury terms, and the fourth Monday in July, non-jury term.

In the county of Perry, on the third Mondays in March and October for jury terms, and the third Monday in July for non-jury term.

(18). EIGHTEENTH CIRCUIT.

The circuit court in the eighteenth judicial circuit shall be held as follows:

At Anniston, Calhoun county, beginning on the third Monday in January each year and continuing to and including the last Saturday in June, and beginning on the first Monday in September and continuing to and including the third Saturday in December. Grand juries shall be impaneled for said court on the first Mondays in March and September of each year. Grand juries so empaneled shall not be finally discharged until the time for empaneling the next succeeding grand jury, but such grand juries may be recessed by order of the judge spread on the minutes of the court, at any time, when, in his judgment, the public good requires it. Trial of causes by petit juries shall begin in said court on the third Mondays in March and September, and may continue until the business is disposed of.

(19). NINETEENTH CIRCUIT.

The circuit courts in the nineteenth judicial circuit shall be held each year as follows:

In the county of Monroe on the first Mondays in January, May and September, with grand and petit juries, but the term of the court to be held on the first Monday of May shall have no grand jury; also on the first Mondays of March and July without any jury.

In the county of Wilcox, on the first Mondays in February, June and October with grand and petit juries, except that the term of court to be held on the first Monday of June shall have no grand jury; also the fourth Monday of April and the first Monday of December without any jury.

In the county of Lowndes, on the first Mondays in April and November with grand and petit juries, and on the third Mondays in March and July without a jury.

(20). TWENTIETH CIRCUIT.

The circuit courts in the twentieth judicial circuit shall be held in each year as follows:

In the county of Henry, on the first Mondays in January, April, July and October.

In the county of Geneva, on the third Mondays in January, April, July and October.

In the county of Houston, on the second Mondays of February, May, August and November.

(21). TWENTY-FIRST CIRCUIT.

The circuit court of the twenty-first circuit shall be held as follows:

In the county of Cleburne, on the first Mondays in January, April, July and October, and may continue two weeks each term.

In the county of Randolph, on the third Mondays in January, April, July and October, and may continue three weeks each term.

In the county of Clay, on the second Mondays in February, May, August and November, and may continue four weeks at each term.

In the county of Coosa, on the third Monday in March, second Monday in June, third Monday in September and second Monday in December, and may continue two weeks each term.

The first and third terms of each year of the circuit court of the twenty-first circuit in each county shall be for the trial of all jury cases; and the second and fourth terms shall be for the trial of non-jury cases and equity cases.

Provided, the judge of the twenty-first circuit may reset any case for trial on any day that may seem right and proper, and by agreement of parties to any cause may transfer any cause properly on the jury docket to the non-jury docket, and it shall be his duty to trans

fer any cause improperly on the jury docket to the non-jury docket.

No jury case must be taken up for trial until the pleadings have been settled. Provided, however, that any time not taken up by non-jury and equity cases may be used in settling the pleadings in jury cases, and the court must hold court at any other time, not in conflict with the calendar of this circuit, in the several counties of the twenty-first circuit for the purpose of settling the pleadings in jury cases.

It shall be the duty of the judge of the twenty-first circuit to hold special terms, in the several counties of the circuit, to keep the dockets of his court as clear as possible, at such times not in conflict with the calendars of the circuit court of this circuit.

At each jury term of each county in the twenty-first circuit a grand jury shall be organized, and such grand jury, after organization, may be recessed by the court from time to time as may seem right and proper, and such grand jury may be re-assembled upon the order of the court at any time the court may deem proper, up to the time of organizing a new grand jury at the succeeding term.

All cases shall be placed on the non-jury docket in all appeal cases from justice courts where the amount involved is less than forty dollars, and all other cases, unless the plaintiff at the time of filing his complaint demands a jury trial in writing, or where the defendant filing his demurrer or plea, within the time allowed for pleading demands a jury trial in writing, in which cases they shall be placed on a jury docket.

(22). TWENTY-SECOND CIRCUIT.

The circuit court shall be held in the twenty-second circuit as follows:

In the county of Hale, on the first Mondays of March, July and November.

In the county of Greene, on the first Mondays in February, June and July.

In the county of Sumter, on the first Mondays in April, August and December.

(23). TWENTY-THIRD CIRCUIT.

The circuit court shall be held in the twenty-third circuit as follows:

In the county of Fayette, on the second Mondays of January, April, July and October, and may continue three weeks; provided, jury terms in Fayette county shall be held in **January and July** and non-jury terms in April and October.

In the county of Lamar, on the first Mondays in February, May, August and November, and may continue three weeks; provided, that jury terms shall be held in February and August, and non-jury terms in May and November.

In the county of Pickens, on the fourth Monday in May, August and November, and may continue three weeks.

Sec. 5. At such times as the presiding judge of the circuit may by order entered on the minutes of the court direct that both or all of the judges of such circuit may be employed in the trial of cases in the same county, the work of such judges and courts may be divided and conducted in the manner directed by the presiding judge.

Sec. 6. The judge or judges of every circuit or circuit court shall, by an order entered on the minutes, designate the days on which the docket of civil cases to be tried by juries shall be called; the days when cases when trial without juries shall be called; the days when all criminal cases shall be called for trial, and the days when the docket of equity cases shall be called for trial, and may from time, as experience dictates, change the order and times when these dockets shall be called or tried.

Sec. 7. The judge of every circuit court in which there is only one judge, the presiding judge of every circuit court in which there is more than one judge, shall have the power by order entered upon the minutes of the court to change the time herein or hereafter fixed for calling the dockets and holding court and fix such time in lieu thereof as in his judgment may be expedient.

Sec. 8. If any clause, provision, or section of this bill should be declared or held unconstitutional or invalid it shall not affect any other clause, section or provision herein.

Sec. 9. Each and every judge or court provided for or mentioned herein shall have the authority to recess any grand jury organized by any such judge or court from time to time, and all acts done and performed by any grand jury so recessed, if reconvened, shall be of the same validity as if no recess of such grand jury had been had. And each and every judge or court shall have authority to organize grand juries at all such times such judge or court deems proper.

Sec. 10. That in all primary elections held for the nomination of candidates for circuit judges to be voted for at the general election to be held on the first Tuesday after the first Monday in November, 1916, all persons shall be entitled to participate and be eligible for such nomination who possesses all the qualifications prescribed by the Constitution and laws of the State who will have the right to vote in such general election.

Sec. 11. This act, so far as it relates thereto, shall, for the purpose of electing judges, become effective on its approval, but for all other purposes it shall go into effect on the first Monday after the first Tuesday in January, 1917.

That the Senate concur in each and all of the foregoing amendments.

All of which is respectfully submitted.

J. A. Lusk,
Alto V. Lee,
J. M. Bonner,
Thos. J. Judge,
W. W. Hill,

Committee on part of the Senate.

W. C. Davis,
H. P. Merritt,
W. S. Welch,
A. R. Brindley,
A. M. Tunstall,

Committee on part of the House.

CONFERENCE REPORT.

On motion of Mr. Lusk, the Senate concurred in and adopted the report of the Committee of Conference on the disagreement of the two Houses on the House amendments to:

S. 558. To divide the State into judicial circuits for the circuit courts to be numbered and composed of counties named and to fix the time and place for holding the courts therein.

Yeas, 22; nays, 2.

Yeas:

Messrs.:	Denson	Judge	Milner
Arrington	Easterly	Key	Price
Bonner	Ellis	Kline	Pride
Bulger	Hartwell	Lee	Thach
Burns	Higgins	Lusk	Wallace
Cooper	Hill	Miller	—22.

Nays: Messrs. Green and Lusk.—2.

REPORT OF CONFERENCE COMMITTEE.

To the President of the Senate:

Your Committee on Conference having under consideration:

S. 551. A bill to be entitled an act to amend section 3022 of the Code of Alabama.

Recommend that the Senate concur in the House amendments.

J. A. Lusk,
Alto V. Lee,
Thos. J. Judge,
J. M. Bonner,
W. W. Hill,

Committee on part of the Senate.

W. C. Davis,
H. P. Merritt,
W. S. Welch,
A. R. Brindley,
A. M. Tunstall,

Committee on part of the House.

CONFERENCE REPORT.

On motion of Mr. Lusk, the Senate concurred in and adopted the report of the Committee on Conference on the disagreement of the two Houses on the House amendments to S. 551, the title to which is set out in the foregoing report of the Committee on Conference.

Yeas, 25; nays, 0.

Yeas:

Messrs.:	Elrod	Key	Milner
Arrington	Green	Kline	Price
Brown	Hall	Lee	Pride
Bulger	Higgins	Lewis	Thach
Burns	Hill	Lusk	Wallace
Easterly	Hollis	Miller	Winkler
Ellis	Judge		

—25.

Nays, 0.

REPORT OF COMMITTEE OF CONFERENCE ON S. 549.

To the President of the Senate:

Your Committee of Conference having under consideration:

S. 549. A bill to be entitled an act to amend section 5364 of the Code of Alabama.

Recommend that the Senate concur in the House amendments.

J. A. Lusk,
Alto V. Lee,
Thos. J. Judge,
J. M. Bonner,
W. W. Hill,

Committee on part of the Senate.

W. C. Davis,
H. P. Merritt,
W. S. Welch,
A. R. Brindley,
A. M. Tunstall,

Committee on part of the House.

CONFERENCE REPORT.

On motion of Mr. Lusk, the Senate concurred in and adopted the report of the Committee on Conference on the disagreement of the two Houses on the House amendments to S. 549, the title of which is set out in the foregoing report of the Committee on Conference.

Yeas, 25; nays, 0.

Yeas:

Messrs.:	Easterly	Holmes	Lusk
Arrington	Ellis	Judge	Miller
Bell	Elrod	Key	Milner
Brown	Faulk	Kline	McCain
Bulger	Hartwell	Lee	Pride
Burns	Higgins	Lewis	Thach
Cooper	Hill		

—25.

Nays, 0.

REPORT OF CONFERENCE COMMITTEE OF S. 515.

To the President of the Senate:

Your Committee on Conference having under consideration:

S. 515. A bill to be entitled an act to amend sections 5346 and 5348 and to repeal section 5347 of the Code.

Recommend that the Senate concur in the House amendment.

J. A. Lusk,
Alto V. Lee,
Thos. J. Judge,
J. M. Bonner,
W. W. Hill,

Committee on part of the Senate.

W. C. Davis,
H. P. Merritt,
W. S. Welch,
A. R. Brindley,
A. M. Tunstall,

Committee on part of the House.

CONFERENCE REPORT.

On motion of Mr. Lusk, the Senate concurred in and adopted the foregoing report of the Committee of Conference on the disagreement of the two Houses on the House amendments to S. 515, the title to which is set out in the foregoing conference report.

Yeas, 25; nays, 0.

Yeas:

Messrs.:	Elrod	Judge	Miller
Bell	Faulk	Key	McCain
Brown	Green	Kline	Price
Bulger	Hartwell	Lee	Pride
Cooper	Higgins	Lewis	Thach
Easterly	Hill	Lusk	Wallace
Ellis	Hollis		—25.

Nays, 0.

REPORT OF CONFERENCE COMMITTEE ON S. 518.

To the President of the Senate:

Your Committee on Conference having under consideration:

S. 518. A bill to be entitled an act to amend section 5359 of the Code.

Recommend that the Senate concur in the House amendment.

J. A. Lusk,
Alto V. Lee,
Thos. J. Judge,
J. M. Bonner,
W. W. Hill,

Committee on part of the Senate.

W. C. Davis,
H. P. Merritt,
W. S. Welch,
A. R. Brindley,
A. M. Tunstall,

Committee on part of the House.

CONFERENCE REPORT.

On motion of Mr. Lusk, the Senate concurred in and adopted the report of the Committee on Conference on the disagreement of the two Houses on the House amendments to S. 518, the title to which is set out in the foregoing conference report.

Yeas, 25; nays, 0.

Yeas:

Messrs.:	Faulk	Judge	Miller
Bell	Green	Key	Milner
Brown	Hall	Kline	McCain
Bulger	Hartwell	Lee	Price
Burns	Higgins	Lewis	Pride
Easterly	Hill	Lusk	Thach
Ellis	Hollis		

—25.

Nays, 0.

REPORT OF CONFERENCE COMMITTEE ON S. 550.

To the President of the Senate:

Your Committee on Conference having under consideration:

S. 550. A bill to be entitled an act to amend section 3019 of the Code of Alabama.

Recommend that the Senate concur in the House amendment.

J. A. Lusk,
Alto V. Lee,
Thos. J. Judge,
J. M. Bonner,
W. W. Hill,

Committee on part of the Senate.

W. C. Davis,
H. P. Merritt,
W. S. Welch,
A. R. Brindley,
A. M. Tunstall,

Committee on part of the House.

CONFERENCE REPORT.

On motion of Mr. Lusk, the Senate concurred in and adopted the report of the Committee of Conference on the disagreement of the two Houses on the House amendments to S. 550, the title to which is set out in the foregoing conference report.

Yeas, 25; nays, 0.

Yeas:

Messrs.:	Elrod	Judge	Miller
Bonner	Faulk	Key	Price
Brown	Hall	Kline	Pride
Bulger	Hartwell	Lee	Thach
Burns	Higgins	Lewis	Wallace
Easterly	Hill	Lusk	Winkler
Ellis	Hollis		

—25.

Nays, 0.

REPORT OF CONFERENCE COMMITTEE ON S. 528.

To the President of the Senate:

Your Committee on Conference having under consideration:

S. 528. A bill to be entitled an act to amend sections 5957 and 5960 of the Code.

Recommend that the Senate concur in the House amendment.

J. A. Lusk,
Alto V. Lee,
J. M. Bonner,
Thos. J. Judge,
W. W. Hill,

Committee on part of the Senate.

W. C. Davis,
H. P. Merritt,
W. S. Welch,
A. R. Brindley,
A. M. Tunstall,

Committee on part of the House.

CONFERENCE REPORT.

On motion of Mr. Lusk, the Senate concurred in and adopted the report of the Committee of Conference on the disagreement of the two Houses on the House amendments to S. 528, the title to which is set out in the foregoing conference report.

Yeas, 28; nays, 0.

Yeas:

Messrs.:	Green	Judge	Milner
Brown	Hall	Key	McCain
Bulger	Hartwell	Kline	Pride
Burns	Higgins	Lee	Thach
Easterly	Hill	Lewis	Wallace
Ellis	Hollis	Lusk	Weathers
Elrod	Holmes	Miller	Winkler
Faulk			

—28.

Nays, 0.

REPORT OF CONFERENCE COMMITTEE ON S. 545.

To the President of the Senate:

Your Committee of Conference having under consideration:

S. 545. A bill to be entitled an act to prescribe the number of judges of the circuit courts; the time of their election; and to regulate procedure in circuit courts, and the appointment of registers thereof.

Beg leave to report and recommend as follows:

1. That the House recede from all amendments adopted by it.

2. That the House amend said bill, and the Senate concur therein, as follows, to wit:

A. By striking out the title and inserting in lieu thereof the following: "A bill to be entitled an act to further prescribe and regulate the qualifications, number, designation, duties, and powers of the circuit judges of the State, and to provide for their election and appointment."

B. By striking out section 1, and inserting in lieu thereof the following:

1. At the general election held in November, 1916, there shall be elected ten judges for the circuit court of the tenth circuit; three judges for the circuit court of the thirteenth circuit; two judges for the circuit court of the eighth circuit; two judges of the circuit court of the fourteenth circuit; two judges for the circuit court of the fifteenth circuit; two judges for the circuit court of the sixteenth circuit; and one judge for every other circuit in the State, all of whom shall hold office for the term of six years.

C. By striking out section 2, and inserting in lieu thereof:

2. In circuits of more than one county having two judges, the judges may agree within thirty days after the date of their election which shall be the presiding judge, and, in the event they fail to reach such agreement within such time, that fact shall be certified by one or both of such judges to the chief justice of the Supreme Court of Alabama, who shall thereupon designate which of such judges shall be the presiding judge of the circuit, such agreement or designation to be entered upon the minutes of the court in each county constituting the circuit.

D. By striking out section 3a, and inserting in lieu thereof the following section:

3a. In circuits composed of only one county for which more than three judges are provided, the judges shall be numbered first, second, third, fourth, and so forth, consecutively, so that each judgeship shall be designated by a number, and the judges shall be so designated on the ballot used in the primary and general election; provided, that where a branch or division of the circuit court of such circuit is held at a place other than at the county site, the judge who shall preside over that division as of course, shall, in addition to his number, be designated by the appropriate name of that division. The court of such circuits shall have three separate divisions, an equity division, a criminal division, and a law division; and the judge numbered one shall sit in the equity division as of course, the judges numbered two and three shall sit in the criminal division as of course, and the remainder of the judges shall sit in the

law division as of course; provided, that in such circuits where a branch or division of the circuit court is held at a place other than at the county site, the judge numbered fifth shall sit in that division as of course, and he shall preside over such division in the trial of all cases, whether equity, criminal, or law; provided, further, however, that all the judges shall have equal power, authority and jurisdiction, and the presiding judge or the judge who may be acting as presiding judge in his absence may designate any of the judges from time to time to sit in any division other than that in which he sits as of course, whenever more judges are needed in such other division to dispose of the business therein; and it shall be the duty of the judges by vote of the majority thereof to make rules which shall be entered in full on the minutes of the court as they are made or amended, defining the powers and duties of the judges in the several divisions, and other matters requiring special rules of court; and except in so far as every judge is authorized by the Constitution to direct the issue of original writs, the several judges shall act in conformity with such rules. In circuits which have more than three judges, there shall be, in addition to the clerk and the register in chancery of such court, one assistant law clerk and one assistant criminal clerk, which said clerks shall, as of course, perform duties respectively in the law division and criminal division of such court, and in the absence of the clerk of said court shall exercise all the authority and perform all the duties of the clerk of said court. The provisions of this section shall not be construed to in any manner limit the number of deputies that may be necessary for the transaction of the business of such court. The salary or compensation of the assistant clerks in this section provided for shall be fixed and paid in the same manner and from the same source as are the salaries or compensation of the deputy clerks of such circuit court.

E. By striking out section 8, and inserting in lieu thereof the following:

8. No case shall be set for trial, nor witnesses summoned therein, unless otherwise ordered by the court or

judge, or provided for by rules of court spread on the minutes, until the pleadings have been settled; provided, however, this section shall not apply in circuits composed of only one county having two or more judges.

F. By striking out section 12, and inserting in lieu thereof the following:

12. There shall be a register of the circuit court of each county to be appointed as follows: Where there is only one judge of the circuit the register shall be appointed by such judge; where there are more judges than one, the presiding judge shall appoint the register. The register shall hold office for the term of the judge appointing him, but subject to removal at the pleasure of the judge by order entered on the minutes of the court; the register shall give bond in the sum, and payable and conditioned as the bonds of registers in chancery are required on the date of the approval of this act; the register shall perform all the duties heretofore required of registers in chancery by law; he shall have the power to render decrees pro confesso on any Monday in all cases in which service has been perfected; and shall be entitled to receive all the fees prescribed for registers in chancery; provided, that in circuits composed of only one county having three or more judges that the judge numbered first shall appoint the register in chancery.

G. By striking out section 18, and inserting in lieu thereof the following:

18. That in all primary elections held for the nomination of candidates for circuit judges to be voted for at the general election to be held on the first Tuesday after the first Monday in November, 1916, all persons shall be entitled to participate and be eligible for nomination as candidates for circuit judge in such primaries who will be qualified electors of the circuit at the time of such succeeding general election and who otherwise possess the qualifications prescribed by the Constitution and the laws of the State for circuit judges.

H. By adding to said bill section 19, as followw:

19. That it shall be the duty of the presiding judge, as far as practicable, to cause all appeals from the county courts, inferior courts, and municipal courts to be set and tried as preferred cases.

1. By adding to said bill section 20, as follows :

20. In circuits composed of one county and having two judges, the courts of said circuit shall be open for the transaction of business every day in the year except Sundays, days that have been declared holidays by the Legislature of Alabama, and such days as the court, by order entered on the minutes, shall designate. That said circuit shall be divided into two divisions to be known as the first division and the second division; and each of said divisions shall be presided over by one of the judges of said circuit. The judge receiving the highest number of votes in the general election shall be known as the presiding judge of said court, and shall preside over the first division of said circuit, and the other judge shall be known as the associate judge of said court, and shall preside over the second division of said circuit. If said judges shall receive the same number of votes in the general election, then the said judges shall agree over which division each shall preside, and shall enter an order to that effect upon the minutes of each division of said court. If unable to agree, this fact shall be certified to the chief justice of the Supreme Court of Alabama by either of said judges, and said chief justice shall thereupon designate which judge shall preside over each division, and this action of the chief justice shall thereupon be entered upon the minutes of each division, and shall have the force and effect of an order of said court. The judge of each division shall by an order entered on the minutes of the division, designate the day on which the docket of civil, criminal, and equity cases to be tried in the division over which each of said judges preside, shall be called; the days when the cases for trial with and without juries shall be called; the days when criminal cases shall be called for trial, and the days when the docket of equity cases shall be called, and may from time to time, as experience dictates, change the order or times when these dockets will be called; provided, that no cases, except equity cases and criminal cases wherein the defendant is confined in jail, shall be tried during the months of July and August of each year. All civil and equity cases pending in said first division

shall be called during the months of January, March, May, July, September and November of each year, at such times as the judge of said division may designate; all civil and equity causes pending in the second division shall be called during the months of February, April, June, August, October and December of said year at such times as the judge of said division may designate, except as herein otherwise provided. The grand juries may be empaneled and criminal cases may be set for trial by the judges of either division at such times as he sees fit, and nothing herein shall be construed as limiting the time when the judge of either division may empanel the grand jury, or set for trial the docket of criminal cases pending in his division; and the judge of each division shall empanel not less than two grand juries in every year, and may, if he sees fit, empanel said grand juries during such months as his division is not open for the trial of civil and equity causes. Parties shall have the right to commence actions in either division of said circuit, and all actions shall be continued until finally disposed of in the division in which originally begun; provided, that by consent of the parties, any cause may be transferred from one division to the other.

J. By adding to said bill section 21, as follows:

21. If any section, clause, or provision of this act shall be declared invalid or unconstitutional, it shall not affect any other section, clause or provision thereof.

And that Senate concur in all the foregoing amendments.

All of which is respectfully submitted.

J. A. Lusk,
Alto V. Lee,
Thos. J. Judge,
J. M. Bonner,
W. W. Hill,

Committee on part of the Senate.

W. C. Davis,
H. P. Merritt,
W. S. Welch,
A. R. Brindley,
A. M. Tunstall,

Committee on the part of the House.

CONFERENCE REPORT.

On motion of Mr. Lusk, the Senate concurred in and adopted the report of the Committee of Conference on the disagreement of the two Houses on the House amendments to S. 545, the title of which is set out in the foregoing report of Conference Committee.

Yeas, 19; nays, 1.

Yeas:

Messrs.:	Easterly	Hill	Miller
Arrington	Ellis	Hollis	McCain
Bulger	Faulk	Judge	Pride
Burns	Hartwell	Kline	Thach
Denson	Higgins	Lusk	Wallace

—19.

Nay: Mr. Key.—1.

REPORT OF CONFERENCE COMMITTEE OF THE TWO HOUSES
ON THE DISAGREEMENT OF THE HOUSE TO
SENATE AMENDMENTS TO H. 1025.

To the Speaker of the House and President of the Senate:

Your Committee on Conference on the disagreement of the two Houses to Senate amendments to H. 1025, beg leave to submit the following report:

Your Committee on Conference recommend that the Senate recede from the following amendment offered by Mr. Holmes: "Provided, that no provision of this act shall apply to any county in Alabama which has or may hereafter have 1,500 square miles, or more."

Your Committee on Conference further recommend the concurrence by the House in the following Senate amendment, by Mr. Thach: "Provided, no proceeding for the condemnation of lands under this section shall be entered under this section until the approval of the railroad commission is first obtained."

Your Committee on Conference further recommend the adoption by the House and Senate of the following amendment offered by your Committee on Conference: Amend the bill by adding at the end thereof the following: "And provided, further, that no action can be in-

stituted under the provisions of this section for the condemnation of any lands within the curtilage of any private residence."

Fred Fite,
C. A. Grayson,
J. W. Lapsley,
Committee on the part of the House.
J. T. Denson,
J. C. Brown,
B. F. Ellis,
Committee on the part of the Senate.

CONFERENCE REPORT.

On motion of Mr. Lewis, the Senate concurred in and adopted the report of the Committee of Conference on the disagreement of the two Houses on the Senate amendments to:

H. 1025. To amend section 3485 of the Code of Alabama of 1907.

Yeas, 22; nays, 0.

Yeas:

Messrs.:	Denson	Key	McCain
Arrington	Easterly	Kline	Price
Bonner	Ellis	Lee	Pride
Bulger	Hartwell	Lewis	Thach
Burns	Higgins	Lusk	Winkler
Cooper	Holmes	Miller	—22.

Nays, 0.

MESSAGE FROM THE HOUSE.

Mr. President:

The Speaker of the House having signed the following House bills, your signature thereto is requested:

H. 182. To amend section 3025 of the Code of Alabama.

H. 206. To make appropriation for buildings and repairs and other necessary improvements for the Alabama Industrial School for White Boys.

H. 544. To regulate and provide for the volunteer military forces of the State of Alabama.

H. 1057. To give to the State board of health supervision and control over the source or sources of supply of all water works plants or systems operated by any person, firm, corporation or municipality operating water works, or supplying water for domestic purposes; to provide for the examination and analysis of the water so supplied to the public; to regulate the conditions upon which water works plants may be built, or the source of supply changed or enlarged; to prevent the furnishing of impure or polluted water to the public, and to provide for maintaining the purity of all public water supplies.

H. 1223. To amend an act approved April 22nd, 1911, entitled an act to amend section 1258 of the Code of Alabama of 1907.

H. 1451. To amend section 3 of an act entitled "An act regulating administration of estates in the chancery courts, and courts of like jurisdiction in this State," approved on the 21st day of April, 1911.

H. 1509. To require all libraries, other than private libraries, in this State, to make annual and other reports to the department of archives and history.

H. 1511. To provide for the preservation of all newspapers and periodicals published in the State of Alabama, and to make an appropriation to pay therefor.

H. 1512. To provide for the preservation of the oboriginal and other antiquities, mounds, earth works, ancient forts and graves in the State of Alabama.

H. 1514. To authorize and direct the secretary of State to deliver certain State publications to the department of archives and history.

H. 1550. To supply the department of archives and history with sets of official publications for exchange purposes.

H. 1554. To provide for the holding of teachers' institutes in this State, to authorize the employment of institute conductors, and to make necessary appropriations for the same.

H. 1591. To authorize county commissioners, or boards of revenue, in counties in this State of one hundred and fifty thousand inhabitants, or more, according to last Federal census or any subsequent Federal cen-

sus to elect physicians to attend the inmates of county poor houses and jails, and to fix their terms of office and compensation.

H. 242. To appropriate the sum of \$6,849.17 to Marshall and Bruce Company, Nashville, Tenn., contractors for furnishing stationery and stationery supplies to the State of Alabama.

H. 939. To appropriate the sum of three hundred and twelve and a half dollars (\$312.50) out of the fund of the department of agriculture provided by section 52 of the Code, to pay Annie Catherine Fike for her services as stenographer in the department of agriculture from March 15th to July 31st, 1915.

H. 1397. To make an annual appropriation for any county that may be levying and collecting a special county school tax during any scholastic year, and to provide for the expenditure of the fund set apart for any county by the county board of education.

H. 1259. Providing that no manufacturing or other industrial plant or establishment, or any of its appurtenances, or the operation thereof, shall be or become a nuisance, private or public, by changed conditions in and about the locality thereof after the same has been in operation for more than one year, when such plant or establishment or appurtenances or the operation thereof was not a nuisance at the time the operation thereof begun, and prohibiting and annulling any municipal ordinance to a contrary effect.

H. 1546. To appropriate the sum of four thousand dollars to pay the unpaid salaries of the officers and employees of the Alabama Oyster Commission.

H. 1211. To erect monuments over the unmarked graves of Governors Israel Pickens, John Murphy, and Samuel B. Moore, and to make an appropriation therefor.

W. F. Herbert,
Clerk.

SIGNING OF BILLS.

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the

Senate present, and immediately after their titles had been publicly read at length by the secretary of the Senate, signed the following bills:

H. 182. To amend section 3025 of the Code of Alabama.

H. 206. To make appropriation for buildings and repairs and other necessary improvements for the Alabama Industrial School for White Boys.

H. 544. To regulate and provide for the volunteer military forces of the State of Alabama.

H. 1057. To give to the State board of health supervision and control over the source or sources of supply of all water works plants or systems operated by any person, firm, corporation or municipality operating water works, or supplying water for domestic purposes; to provide for the examination and analysis of the water so supplied to the public; to regulate the conditions upon which water works plants may be built, or the source of supply changed or enlarged; to prevent the furnishing of impure or polluted water to the public, and to provide for maintaining the purity of all public water supplies.

H. 1223. To amend an act approved April 22nd, 1911, entitled an act to amend section 1258 of the Code of Alabama of 1907.

H. 1451. To amend section 3 of an act entitled "An act regulating administration of estates in the chancery courts, and courts of like jurisdiction in this State," approved on the 21st day of April, 1911.

H. 1509. To require all libraries, other than private libraries, in this State, to make annual and other reports to the department of archives and history.

H. 1511. To provide for the preservation of all newspapers and periodicals published in the State of Alabama, and to make an appropriation to pay therefor.

H. 1512. To provide for the preservation of the oboriginal and other antiquities, mounds, earth works, ancient forts and graves in the State of Alabama.

H. 1514. To authorize and direct the secretary of State to deliver certain State publications to the department of archives and history.

H. 1550. To supply the department of archives and history with sets of official publications for exchange purposes.

H. 1554. To provide for the holding of teachers' institutes in this State, to authorize the employment of institute conductors, and to make necessary appropriations for the same.

H. 1591. To authorize county commissioners, or boards of revenue, in counties in this State of one hundred and fifty thousand inhabitants, or more, according to last Federal census or any subsequent Federal census to elect physicians to attend the inmates of county poor houses and jails, and to fix their terms of office and compensation.

H. 242. To appropriate the sum of \$6,849.17 to Marshall and Bruce Company, Nashville, Tenn., contractors for furnishing stationery and stationery supplies to the State of Alabama.

H. 939. To appropriate the sum of three hundred and twelve and a-half dollars (\$312.50) out of the fund of the department of agriculture provided by section 52 of the Code, to pay Annie Catherine Fike for her services as stenographer in the department of agriculture from March 15th to July 31st, 1915.

H. 1397. To make an annual appropriation for any county that may be levying and collecting a special county school tax during any scholastic year, and to provide for the expenditure of the fund set apart for any county by the county board of education.

H. 1259. Providing that no manufacturing or other industrial plant or establishment, or any of its appurtenances, or the operation thereof, shall be or become a nuisance, private or public, by changed conditions in and about the locality thereof, after the same has been in operation for more than one year, when such plant or establishment or appurtenances or the operation thereof, was not a nuisance at the time the operation thereof begun and annulling any municipal ordinance or contract of a governmental character to a contrary effect.

H. 1546. To appropriate the sum of four thousand dollars to pay the unpaid salaries of the officers and employees of the Alabama Oyster Commission.

H. 1211. To erect monuments over the unmarked graves of Governors Israel Pickens, John Murphy, and Samuel B. Moore, and to make an appropriation therefor.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has amended as therein shown, and as amended has passed, the following Senate bill:

S. 494. To prescribe the qualifications of jurors and regulate the selection, drawing and summoning of jurors; to prescribe the qualifications of and provide for the appointment of jury commissioners and clerks of commissions and to regulate the empaneling of grand and petit juries in all of the courts of this State.

And returns same herewith to the Senate.

W. F. Herbert,
Clerk.

HOUSE MESSAGE.

On motion of Mr. Lusk, the Senate non-concurred in the following amendment by the House to S. 494, the title of which is set out in the foregoing message from the House, to wit:

Amendment to S. 494 by committee. Amend S. 494 as follows:

1. By striking therefrom all that part of section 1 beginning with and including the words "that the court of county commissioners or the board of revenue of each county shall constitute a jury commission," and inserting in said bill the following sections, viz.: Section 1A, as follows:

It shall be the duty of the court of county commissioners or board of revenue of every county, to appoint one jury commissioner, who shall hold the office until the first Monday after the second Tuesday in January, 1917, and the court of county commissioners shall then appoint a successor who shall hold the office for three years.

It shall be the duty of the Governor to appoint one jury commissioner in every county who shall hold office until the first Monday after the second Tuesday in

January, 1918, when the Governor shall appoint a successor who shall hold the office for the term of three years.

It shall be the duty of the judge of every circuit having one judge, and of the presiding judge of every other circuit, to appoint one jury commissioner for every county in the State who shall hold the office until the first Monday after the second Tuesday in January, 1919, and such judge or his successor shall appoint a successor to such commissioner who shall hold the office for three years.

The commissioner appointed by the judge or presiding judge of the circuit shall be the chairman of the commission. Upon the expiration of the term of office of any commissioner, the officer who appointed him shall appoint a successor, who shall hold the office for the term of three years.

If any commissioner dies, resigns or removes out of the county for which he was appointed, a successor shall be appointed by the same authority who appointed the commissioner who vacated the office, and a commissioner appointed to fill a vacancy shall hold office to the end of the term of the commissioner who was the predecessor in office. The first commissioner appointed hereunder shall be appointed on or before October 15th, 1915.

Also section 1B, as follows:

No person, except as herein otherwise provided, shall be eligible to be appointed, or to hold office as a jury commissioner, or clerk of a commission who holds any office under the Federal, State, county or municipal governments, nor who is a deputy or clerk, assistant clerk, or employee of any such officers; nor who is, or becomes employed by any public service corporation; nor shall any person who has been convicted of any offense involving moral turpitude; nor any person who is engaged in or interested in the manufacture or sale of spirituous, vinous or malt liquors, or who is the owner or agent for any place or house or room used for storing, making or selling of such liquors; nor any person who has pending against him any criminal charge in any of the courts of the county, be eligible to hold the office of jury commissioner.

It shall be the duty of the judge or presiding judge of the circuit to remove any jury commissioner who was ineligible when appointed or becomes ineligible after he was appointed; and such judge may remove any jury commissioner at any time without assigning any reason therefor, and such vacancy shall be filled as other vacancies are filled hereunder.

Also section 1C, as follows:

Every person appointed to the office of jury commissioner shall be at the time of his appointment a qualified elector and freeholder or householder of the county, under seventy years of age, of good moral character and reputed to be a man of integrity and good judgment, and who can read and write the English language.

Any two commissioners shall be a quorum for the transaction of business.

Every commissioner and clerk, before entering upon the discharge of his duties, must take the oath of office prescribed in section 279 of the Constitution and be commissioned by the Governor.

Also section 1D, as follows:

In every county having more than seventy-five thousand (75,000) population the commission may employ a clerk of the commission who shall receive such compensation or salary, not exceeding eighteen hundred (\$1,800.00) dollars per year, payable out of the county treasury monthly as the court of county commissioners or board of revenue may fix or allow.

The commissioners in every county shall receive three dollars a day for every secular day actually engaged in the performance of the duties of jury commissioner, but shall not, except as herein expressly provided, be allowed a clerk.

The commissioners shall be paid for their services, as herein provided, out of the county treasury upon the presentation to the judge of probate of a certificate signed by the chairman of the commission showing the number of days the clerk or commissioner has served, who shall, if satisfied that the certificate is correct, draw a warrant on the county treasury for the amount thereof, payable to the clerk, or commissioner entitled thereto.

The clerk of a commission may at any time be discharged by the commission and another may be employed.

Also section 1E, as follows:

The commissioners shall not be paid for more days than the following: In counties having less than twenty thousand (20,000) population they shall not be paid for more than ten days; in counties having twenty thousand (20,000) population and not more than forty-five thousand (45,000) population, they shall not be paid for more than twenty days, and in counties having more than forty-five thousand (45,000) and not more than seventy-five thousand (75,000) population they shall not be paid for more than thirty days, and in counties having over seventy-five thousand (75,000) population, fifty days for one filling of the box.

Provided, that whenever the presiding judge of any court requiring juries shall ascertain that the names in the jury box have been exhausted, or that the jury box does not contain a sufficient number of names to supply juries for the next term of court to be held thereafter, such judge shall certify such fact to the jury commissioners and direct them to immediately meet and refill the jury box, as prescribed by this act.

2. Also by striking from the third line of section 2 the words "not initials," where they occur in that section.

3. Also by striking from section 3 the words, "who is a householder or freeholder in the county."

4. Also by inserting in section 4 after the words "mail clerks" and before the word "railroad," the words "rural mail carriers and justices of the peace."

5. Also by striking from section 19 the words: "More than forty thousand inhabitants according to the last or any subsequent Federal census."

6. Also by striking from section 19 the following: "Provided, that in counties having branch courts, in which provision has been made by local law for filling the jury box of the entire county, such local law is not repealed."

7. Also by striking from section 24 the words, "as herein provided."

8. Also by striking from section 24 the words "not less than eighteen nor more than."

9. Also by striking all of section 34.

Amendment by Mr. Welch to S. 494:

Amend the bill by adding just after section 21, the following new section:

Sec. 21½. In all counties of the State where the judges are designated by numbers the court may by order spread on the minutes of the court authorize any division of the court or two or more divisions jointly to draw and organize juries, grand and petit, for such divisions in which event the jurors so drawn shall be jurors only for such division or divisions; and in the division or divisions of the court where capital cases are tried the juries shall be drawn for such division or divisions only and shall serve only in such division or divisions during the time they are needed for such service. The court may change the rule above provided, the method of drawing, empaneling and using the service of jurors in the various divisions of the court as experience may dictate to be best.

Amendment to S. 494 by Mr. Welch:

Add at the end of section 4 the following: "Licensed embalmers and undertakers."

Amendment to S. 494 by Mr. Chamberlain:

Amend the bill by adding at the end of section 1, the following: "Provided, also, that in all counties having not less than 80,000 population or more than 82,000, according to the last or any subsequent Federal census, the jury commission shall consist of the probate judge, the sheriff and the circuit clerk, and the said officers so constituting such commission shall exercise all of the powers, rights and duties herein imposed upon jury commission; provided, further, that in all such counties of said population the jury commission shall elect a clerk. Such clerk shall receive an annual salary of nine hundred dollars, payable out of the county treasury in monthly installments, in the same manner as other county officials are paid.

Amendment to S. 494 by Mr. Green:

Amend by striking out the words "railroad conductors and engineers," where they appear in section 4.

Amendment to S. 494 by Mr. Shapiro:

Amend the bill by adding thereto the following:

Sec. 5½. It shall be the duty of every person, and of every officer and agent of a corporation, on whom demand is made by the clerk of the commission, to furnish and deliver to said clerk, within five days after such demand is made, a list under oath of the names of all male employees resident in the county over the age of twenty-one years in his, her, or its employ at the time such demand was made, and within ten days prior thereto; such list shall also contain the occupation and street address of each person whose name appears on said list. A failure to comply with a demand made by the clerk of the commission shall be a misdemeanor and punishable by a fine of not more than two hundred dollars.

Amend the committee amendment by adding at the end thereof: "Provided, also, that in all counties, the jury commission shall consist of the probate judge, the sheriff and the circuit clerk, and the said officers so constituting such commission shall exercise all of the powers, rights and duties herein imposed upon jury commissions; who shall serve without compensation; provided, further, that in all counties of two hundred thousand population or more, the jury commission shall elect a clerk, who shall devote his entire time to the performance of his duties as such clerk. Such clerk shall receive an annual salary of two thousand dollars, payable out of the county treasury in monthly installments in the same manner as other county officials are paid.

And requests a Committee of Conference thereon. And in pursuance therewith the President of the Senate appointed as conferees on the part of the Senate, Messrs. Lusk, Bonner, Lee, Judge, Hill.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has amended as therein shown, and as amended has passed, the following Senate bill:

S. 287. To provide for the government by a commission of all cities in Alabama which now have, or which

may hereafter have, a population of one hundred thousand people, according to the last Federal census, or any such census which may hereafter be taken; to provide for the selection and election of commissioners and their terms of office and retention in and recall from office; to fix their powers, duties and compensation; to punish improper conduct in connection with the election of said commissioners, and to otherwise provide for the creation, conduct, and maintenance of said commission form of government, and to repeal all laws and parts of laws in conflict with the provisions of this act.

And returns same herewith to the Senate.

W. F. Herbert,
Clerk.

HOUSE MESSAGE.

On motion of Mr. Judge, the House concurred in the following amendment by the House to S. 287, the title of which is set out in the foregoing message from the House, to wit:

A Bill to be Entitled AN ACT

To provide for the government by a commission of all cities in Alabama which now have, or which may hereafter have, a population of one hundred thousand people, or more, according to the last Federal census, or any such census which may hereafter be taken, when such cities by an election adopt the provisions of this act; to provide for the selection and election of commissioners and their terms of office; to fix their powers, duties and compensation; to punish improper conduct in connection with the election of said commissioners, and to otherwise provide for the creation, conduct and maintenance of said commission form of government, and to repeal all laws and part of laws in conflict with the provisions of this act.

Be it enacted by the Legislature of Alabama:

Section 1. That all cities of the State of Alabama which now have a population of one hundred thousand people, or more, according to the last Federal census, or which may hereafter have such population accord-

ing to any such census that may be taken hereafter, shall become organized, and shall be conducted under the commission form of government, according to the terms of this act, provided that the qualified voters of such city shall at an election held as hereinafter provided, elect to be governed according to the terms of this act.

Sec. 2. That the election commission of every city in this State now having one hundred thousand population or more according to the last Federal census, shall hold a special election in such city or cities, on the second Monday in October 1915, after the passage of this act, and such election commission shall hold a special election on the second Monday in October of any year, when it shall be determined by a Federal census that any other city or cities in the State of Alabama have attained a population of one hundred thousand people, or more, at which election there shall be submitted to the qualified voters of such city the proposition whether or not such city shall be organized under and be governed by the provisions of this act. The ballot to be used in such election shall be in substantially the following form:

SPECIAL ELECTION.

Monday, October 19.....

Shall the city of.....become organized under, and be governed by, the provisions of an act of the Legislature of Alabama, approved (here insert the date of the approval of this act,) providing for a board of five commissioners having the powers, authority, and receiving the compensation provided in said act?

Make a cross mark before or after the proposition you vote for.

Yes:

No:

The election commission shall give not less than two weeks notice of the time and place or places of holding such election, by publication in a newspaper published in said city, and shall appoint all managers, clerks, and returning or other officers of such election,

and shall perform all other duties with reference to said election required of them by law with reference to the holding of general or special elections in such city, and the question of the adoption of the provisions of this act may be submitted by said election commission on the same day on which there may be held any general or special municipal election, and in that event there shall be only one set of election officers and clerks, but each question submitted to the voters shall be on a separate ballot, and separate certificates shall be made of the results of such election.

Sec. 3. If at any election held under the provisions of this act to submit to the qualified voters of any city having a population of one hundred thousand people, or more, whether or not they will elect to become organized under and be governed by the provisions of this act, such proposition is decided in the affirmative by a majority vote of those who vote in such election, the election commission shall certify the result of such election to the governing body of the municipality, and such certificate shall be recorded on the minutes of such commission.

Sec. 4. Thereafter the election commission of such city shall call and hold a special election in such city, and if such city is already organized under a commission form of government having three commissioners, there shall be elected at such election two additional commissioners for such city, who shall hold office and act as such commissioners, with all the powers and duties pertaining to the office, for the time provided by this act. And in the event any such election shall be called in any city which has not now, but which may hereafter have a population of one hundred thousand or more, and which is not then under a commission form of government, there shall be elected at the election provided for in this section of five commissioners for such city, who shall be the governing body of such city, if this act is approved and adopted by the voters of such city, and such commissioners shall serve from the date of election to the next quadrennial period for such elections, counting such quadrennial periods as beginning the first Monday in November, 1917. Such

election shall be held under the general election laws applicable to such cities, and shall be held at the several voting places in such city, or cities, on the first Monday in December following the adoption of the provisions of this act by the voters of such city or cities at the election held on the second Monday in October. The election commission shall canvass the votes cast in said election so held on the first Monday in December, on the day following such election, or as soon thereafter as practicable, and shall give a certificate of election to the two, or the five candidates, as the case may be, who receive a majority of all the votes cast in said election. Each voter shall be entitled to vote for two, or five, candidates, depending upon the number of commissioners to be elected. Said certificate of election shall entitle the holder to act as commissioner of said city from the date of such certificate, for the term for which they were elected, and such certificate shall be recorded on the minutes of such commission. The commissioners so elected shall have all the powers conferred upon them by law and by the terms of this act, and they shall receive the compensation hereinafter provided.

At any election held under the provisions of this act, at which commissioners are elected, the candidates receiving the highest number of votes for the respective offices for which they are candidates, shall be elected thereto, provided he receives a majority of all votes cast for such office. If at the first election, a majority is not received by any or by an insufficient number of candidates to fill the offices voted for at such election, then a second election shall be held on the same day, one week later, when the name of the candidates receiving the highest number of votes for president, or commissioner, shall be placed on the ballot, provided they were not elected at the first election; the number of names so placed upon the ballot to be equal to twice the number of offices to be filled; provided, such number were candidates in the first election, and the candidate or candidates receiving the highest number of votes for said offices at the second election, shall be elected to the office of president, or commissioner, as the case may be.

Sec. 5. In the event the qualified voters in any city in this State now having a population of one hundred thousand, or more, shall elect to be organized under, and be governed by the terms of this act, the president of the board of commissioners of all cities, the government of which is conducted under the provisions of an act of the Legislature, approved March 31st, 1911, shall be president of the commission created by this act, and he shall hold office until the first Monday in November, 1917, and the commissioner of all cities, the government of which is provided for by said act, and who was elected in 1914 to serve for a term of three years, shall be a commissioner under this act, and his term of office shall expire on the first Monday in November, 1917; the successor to the commissioner of such cities, whose term of office expires on the first Monday in November, 1915, shall be elected at the general election to be held in such cities on the second Monday in October, 1915, and he shall serve for a period of two years from the first Monday in November, 1915, and until his successor is elected and qualified, if this act shall be adopted as the form of government of such cities, otherwise his term of office shall remain as provided by the terms of the act approved March 31st, 1911. If at the election to be held on the second Monday in October, 1915, in those cities which are now organized under and governed by the terms of the act approved March 31st, 1911, a majority of the qualified voters of such city, voting in such election, elect to be organized under and be governed by the terms of this act, then the commissioners who shall be elected on the first Monday in December, shall serve as such commissioners for a term beginning on the first Tuesday in December, 1915, and ending on the first Monday in November, 1917, and until their successors are elected and qualified.

On the second Monday in October, 1917, and every four years thereafter, there shall be elected a president of said commission, and four other commissioners, who shall assume the duties of the office to which they are elected, on the first Monday in November, 1917, and their term of office shall continue for a period of four

years, and until their successors are elected and qualified.

Sec. 6. The president and commissioners hereinbefore provided for shall be known as the "Commission of the City of _____" (the name of such city to be inserted), and such commission shall have and exercise the powers, and perform the duties in this act provided, and in addition thereto the said commission shall have and exercise all the powers and duties granted to or imposed upon municipal corporations by the general laws of the State of Alabama. Each of the commissioners, the selection and election of which is provided for by this act, shall, before entering upon their duties, take the oath of office as provided by the Constitution of the State of Alabama, and the said commissioners shall also take oath that they are qualified commissioners under the terms of this act. Said board of commissioners shall not have, possess or exercise any legislative, executive, judicial or administrative powers of the State or county, nor shall the offices held by them be State offices; provided, however, that the office of commissioner, the term of which under the provisions of this act expires on the first Monday in November, 1915, is and shall be a judicial office, and the commissioner appointed thereto, and hereafter elected thereto, is clothed with full and ample power to administer justice under the ordinances of said city only, and to administer judicially the ordinances of said city only, and the legislative and executive powers hereinabove conferred upon the commissioner whose term of office expires as aforesaid, shall be an incident merely to said judicial office, and shall be confined only to municipal matters.

Sec. 7. The commissioners herein provided for when sitting as a body and acting in their official capacity, shall be known as the "commission" of said city, as hereinbefore provided, and they shall have, possess and exercise for, in the name of, and in behalf of said city, all the municipal powers, legislative, executive and judicial, which are possessed and exercised by the former governing bodies of such municipality as prescribed by the charter thereof, and all other general acts relat-

ing to the government of such city, and also all the powers which may have been granted to or exercised by and board or commission of any kind heretofore created by the Legislature of Alabama, charged with any duties in connection with the government of such city, except as the same have been modified or repealed by the general laws of the State of Alabama, or by the provisions of this act, and all such boards, commissions and officers of such former boards and commissions, shall and the same are hereby abolished; and the terms of office of any and all such officers or officials shall cease upon the passage and approval of this act; provided, however, that nothing herein contained shall be construed to repeal any law creating a board of education for such cities, and prescribing the duties of such board, except that the president of the commission created by this act, shall by virtue of his office be the chairman of such board of education.

Sec. 8. That the board of education of such city shall consist of the president of the commission and four members, which members shall be elected by the commission at its first meeting held under this act and every four years thereafter, and shall hold office for a term of four years, and until their successors are elected and qualified. All powers and duties conferred by law upon boards of education shall be exercised by the board of education herein created and provided for.

Sec. 9. Any proposed ordinance may be submitted to the board of commissioners by petition signed by at least fifteen hundred (1,500) qualified electors of the city. All petitions circulated with respect to any proposed ordinance, shall be uniform in character and shall contain the proposed ordinance in full, and have printed thereon the names and addresses of at least five electors who shall be officially regarded as filing the petition and shall constitute a committee of the petitioners for the purpose hereinafter named.

Each signer of a petition shall sign his name and shall place on the petition after his name his place of residence by street and number, if there be such street and number. The signatures to any such petition need not all be appended to one paper, but to each such pa-

per there shall be attached an affidavit by the circulator thereof stating the number of signers to such part of the petition and that each signature appended to the paper is the genuine signature of the person whose name it purports to be, and was made in the presence of the affiant.

All papers comprising a petition shall be assembled and filed with the clerk or secretary of the board of commissioners, or the secretary of said board, as one instrument. Within seven (7) days from the filing of a petition the clerk or secretary shall ascertain whether it is signed by the required number of qualified electors. Upon the completion of his examination the clerk or secretary shall endorse upon the petition a certificate of the result thereof. If the clerk or secretary's certificate show that the petition is insufficient, he shall at once notify each member of the committee of the petitioners hereinbefore provided for, and the petition may be amended at any time within ten (10) days from the date of the clerk or secretary's certificate of examination, by filing with the clerk an additional petition in the same manner as provided for the original petition. Upon the filing of such an amendment the clerk or secretary shall, within ten days thereafter, examine the amended petition and attach thereto his certificate of the result. If still insufficient, or if no amendment shall have been filed, the clerk or secretary shall file the petition in his office and shall notify each member of the committee of that fact. The final finding of the insufficiency of a petition shall not prejudice the filing of a new petition for the same purpose. When the certificate of the clerk or secretary shows the petition to be sufficient, he shall submit the proposed ordinance to the board of commissioners at its next regular meeting. Such board shall either:

(a) Pass and adopt said ordinance without alteration within twenty days after attachment of the clerk or secretary's certificate to the accompanying; or,

(b) Forthwith, after the clerk shall have attached to the petition accompanying such ordinance, his certificate of sufficiency, the board shall transmit the papers and petition to the election commission, which

shall call a special election, unless a general municipal election is fixed within twenty days thereafter, and at such special or general election, if one is so fixed, such ordinance shall be submitted without alteration, to the vote of the electors of said city. But if the petition is signed by not less than one thousand nor more than fifteen hundred qualified electors, as above defined, then the board shall, within twenty days, pass and adopt said ordinance without change, or the same shall be submitted at the next general city election, occurring not more than thirty days after the clerk or secretary's certificate of sufficiency is attached to said petition.

The ballots used when voting upon said ordinance shall contain these words, "For the ordinance" (stating the nature of the proposed ordinance,) and "Against the ordinance" (stating the nature of the proposed ordinance), and the voter shall express his choice by a cross mark. If the majority of the qualified electors voting on the proposed ordinance shall vote in favor thereof, such ordinance shall thereupon become a valid and binding ordinance of the city; and any ordinance proposed by petition, or which shall be adopted by vote of the people, cannot be repealed or amended except by a vote of the people.

Any number of proposed ordinances may be voted upon at the same election, in accordance with the provisions of this section, but there shall not be more than one special election in any period of six months for such purpose.

A proposal for the repeal of any such ordinance or for amendments thereto may be submitted to be voted upon at any succeeding general election, and should such proposition so submitted receive a majority of the votes cast thereon at such election, such ordinance shall thereby be repealed or amended accordingly.

Whenever any ordinance or proposal is required by this section to be submitted to the voters of the city at any election, such ordinance or proposal shall be published in the same manner as referendum ordinances or proposals are herein required to be published. The election to be held under this section shall be in accordance with the general election laws governing elections in such city, and all laws governing elections

generally, applicable to such city, shall be applicable to elections held hereunder.

Sec. 10. That all cities in this State now having a population of one hundred thousand or more, according to the present Federal census, shall continue its existence as a body corporate under the name of "City of" (inserting the name of said city), and such city shall continue to be subject to all duties and obligations pertaining to or incumbent upon it as a municipal corporation not inconsistent with the provisions of this act, and shall continue to enjoy all the rights, immunities, powers, privileges and franchises heretofore enjoyed by it, as well as those that may hereafter be granted to it not inconsistent with the provisions of this act. All laws governing such city and not inconsistent with the provisions of this act, shall apply to and govern said city after it shall have become organized under the provisions hereof. All by-laws, ordinances and resolutions lawfully passed and in force in any such city under its former organization, not inconsistent with the provisions of this act, shall remain in force until altered or repealed. The territorial limits of such city shall remain the same as under its former organization, and all rights and property of every description which were vested in it, shall vest in it under the organization herein provided for, as though there had been no change in the government of said city; and no right or liability either in favor of it or against it, and no suit or prosecution of any kind shall be affected by the change of government herein provided for, unless otherwise expressly provided for by the terms of this act. All employees of said city shall continue in office until otherwise provided by the commission for said city created by this act.

Sec. 11. Every city organized under the provisions of this act shall be governed and managed by a commission of five members, the selection and election of which are provided for by this act. Each and every officer and employee of said city, except health officer and such persons as may be employed by him to enforce quarantine, shall be selected and employed by the commission, or under its direction, and all salaries and wages

paid by said city, except as herein otherwise provided, shall be fixed by said commission, provided that no subordinate official or head of departments shall receive a salary exceeding thirty-six hundred dollars (\$3,600.00) per annum, but this shall not prevent the city from employing legal counsel or consulting engineers at a higher compensation, when in the opinion of the commission, the welfare of the city requires it. The commission shall prescribe, and may at any time change the powers, duties and titles of all subordinate officers and employees of said city, except the title of the city health officer, and all of said officers and employees shall hold office and be removable at the pleasure of the commission.

Sec. 12. The powers and duties in such cities shall be distributed into and among five departments, as follows: 1. Department of general administration, finances and accounts; which department shall be especially charged with the administration of all legal affairs of the city, the purchase of supplies, the collection of taxes, licenses and other sources of income, the expenditure of the city, the management of its sinking fund, and a general supervision over the public affairs of the city, and its finances, including the payment of interest on the public debt. 2. Department of public improvements, which department shall have special supervision of all public improvements in such city, including the improvement and maintenance of streets and sidewalks, the building of viaducts, the construction of sewers, and the erection of all public buildings. 3. The department of public property and public utilities, which department shall have supervision over the management and maintenance of all public buildings, parks, play grounds and public utilities, either owned and operated by the city, or operated by private corporations under franchises or contracts with the city. 4. Department of Public Safety, which shall have supervision over the fire and police department, and all things connected therewith. 5. The department of public health and education, which shall have supervision over the public health and sanitation, and all matters pertaining thereto, and over the public schools, public library, and

the administration of the educational system of the city. The powers and duties pertaining to each of said departments shall be fixed by the commission according to the general plan above outlined, and one member of said commission shall be assigned to the head of each such departments, and shall supervise and control its operation subject to the authority of the commission, and shall exercise and perform the powers and duties prescribed by this act, and such additional duties as may be designated by the said commission, and the assignment may be changed at any time by a majority of said commission. The president of the commission shall be the general executive officer of the city, and shall be charged with the general supervision and direction of its affairs; each commissioner acting as the head of the department to which he is assigned, shall give his entire time to the duties required of him as commissioner, and as the head of his department; and the power and authority of such commissioner as head of his department shall be limited to the execution and enforcement of the laws and ordinances of such city pertaining to his department and the administration thereof, except the legislative powers which said commissioner shall have and may exercise at the regular or special meetings of said commission sitting as a legislative body. The commission shall establish office hours for each department, and all employees thereof, shall be present during such hours for the performance of their duties therein. Provided, that health and quarantine matters shall be administered in accordance with the established public health system of the State, and such health laws as are now in force, or may hereafter be enacted, and also in accordance with such ordinances as are now in force, or may hereafter be legally enacted by said commission.

Sec. 13. Said commission shall hold regular public meetings on Tuesday of each and every week at a regular hour to be fixed by the order of said commission from time to time and publicly announced; it may hold such adjourned, called, special or other meetings as the business of the city may require. The president of the commission, when present, shall preside at all meetings

of said commission. Three members of the commission shall constitute a quorum for the transaction of any and every business which comes before it, and for the exercise of any and every power conferred upon said commission, and the affirmative vote of three members of said commission shall be necessary and sufficient for the passage of any resolution, by-law or ordinance or the transaction of any business of any sort by the said commission, or the exercise of any of the powers conferred upon it by the terms of this act, or which may hereafter be conferred upon it, except that the vote of four members shall be required to pass an ordinance or resolution over the veto of the president.

No resolution, by-law or ordinance granting any franchise, appropriating any money for any purpose, providing for any public improvements, enacting any regulation concerning the public comfort, the public safety or public health, or of any other general or permanent nature, except a proclamation of quarantine, shall be enacted except at a regular public meeting of said board, or an adjournment thereof. Every ordinance introduced at any and every such meeting shall be in writing and read before any vote thereon shall be taken, and the yeas and nays thereon shall be recorded. All ordinances or resolutions shall be adopted by a majority vote of the commission. All ordinances and all resolutions of a permanent nature after having been adopted by the commission shall be submitted to the president, who shall if he approve the same, signify such approval by endorsement on such ordinance or resolution within five days after the same shall have been submitted to him, and if he does not approve the same, he shall return the same to the commission with his veto and his reasons therefor endorsed thereon, and such resolution or ordinance shall not thereafter become effective, unless at the following regular meeting of the commission, the four commissioners of such city shall vote in favor of the passage of such ordinance or resolution, notwithstanding the veto of the president. A record of the proceedings of every meeting of the commission shall be kept in a well-bound book, and every resolution or ordinance passed by the commission must

be recorded in such book, and the record of the proceedings of the meeting shall be signed by the president of the commission, or by three commissioners before action shall be effective. Such record shall be kept available for the inspection by all citizens of such city at all reasonable times. No ordinance of permanent operation shall be passed at the meeting at which it is introduced, except by unanimous consent, and such unanimous consent shall be shown by the aye and nay vote entered upon the minutes of such meeting; provided, however, that if the president of the commission and all the commissioners vote for the passage of the ordinance, and their names are so entered of record as voting in favor thereof, it shall be construed as giving unanimous consent to the action upon such ordinance at the meeting at which it is introduced.

Sec. 14. At the first meeting of the commissioners provided for by this act, they shall designate by a majority vote one of their number as president pro tem, who shall have all the authority, and discharge all duties that devolve upon the president of the said commission during the absence of the president on account of illness, or any other cause.

Sec. 15. No resolution, by-law or ordinance granting to any person, firm or corporation any franchise, lease or right to use the streets, public highways, thoroughfares, or public property of any city organized under the provisions of this act, either in, under, upon, along, through, or over same shall take effect and be enforced until thirty days after the final enactment of same by the board of commissioners and publication of said resolution, by-law or ordinance in full once a week for three consecutive weeks in some daily newspaper published in said city, which publication shall be made at the expense of the persons, firm or corporation applying for said grant. Pending the passage of any such resolution, by-law or ordinance, or during the time intervening between its final passage and the expiration of the thirty days during which publication shall be made as above provided, the legally qualified voters of said city may, by written petition or petitions addressed to said board of commissioners object to such grant, and

if during said period such written petition or petitions signed by at least a thousand legally qualified voters of such city shall be filed with said board of commissioners, said board shall forthwith order an election, which shall be conducted by the election commission of such city, at which election the legally qualified voters of said city shall vote for or against the proposed grant as set forth in the said by-law, resolution or ordinance. In the call for said election, the said resolution, by-law or ordinance making such grant shall be published at length and in full at the expense of the city in at least two newspapers published in said city by one publication. If at such election the majority of the votes cast shall be in favor of said ordinance and the making of said proposed grant, the same shall thereupon become effective; but if a majority of the votes so cast shall be against the passage of said resolution, by-law or ordinance and against the making of said grant, said by-law, resolution or ordinance shall not become effective, nor shall it confer any rights, powers or privileges of any kind, and it shall be the duty of the said board of commissioners after such result of said election shall be determined, to pass a resolution or ordinance to that effect. No grant of any franchise or lease of right of user, or any other right in, under, upon, along, through or over the streets, public highways, thoroughfares or public property of any such city, shall be made or given, nor shall any such rights of any kind whatever be conferred upon any person, firm or corporation, except by a resolution or ordinance duly passed by the board of commissioners at some regular or adjourned public meeting and published as above provided for in this section; nor shall any extension or enlargement of any such rights or powers previously granted be made or given except in the manner and subject to all the conditions herein provided for as to the original grant of same. It is expressly provided, however, that the provisions of this section shall not apply to the grant of sidetrack or switching privileges to any railroad or street car company for the purpose of reaching and affording railway connections and switch privileges to the owners or users of any industrial plant, store or

warehouse; provided further that said side track or switch shall not extend for a greater distance than one thousand, three hundred and twenty (1320) feet.

Sec. 16. In every city which shall become organized according to the provisions of this act, any person desiring to become a candidate at any election for the office of president of the commission, or commissioner, may become such candidate by filing in the office of the judge of probate of the county in which such city is situated, a statement in writing of such candidacy, accompanied by an affidavit taken and certified by such judge of probate, or by a notary public, that such person is duly qualified to hold the office for which he desires to become a candidate. Such statement shall be filed at least twenty-one days before the day set for such election, and shall be in substantially the following form:

"State of Alabama,County. I, the undersigned, being first duly sworn, depose and say that I am a citizen of the city of.....in said State and county, and reside at.....in said city; that I desire to become a candidate for the office ofin said city for the term of.....years at the election for said office to be held on the.....day of October next; that I am duly qualified to hold said office if elected thereto, and I hereby request that my name be printed upon the official ballot at said election. (Signed) Subscribed and sworn to before me by said.....on this.....day of.....19....., and filed in this office for record on said day.Judge of Probate."

Sec. 17. Said statement shall be accompanied by a petition signed by at least two hundred persons, who shall be qualified to vote at said election, requesting that such person become a candidate for said office at said election. The signers to said petition shall set forth their names in full, and their residence addresses, and said petition shall be in substantially the following form: "We, the undersigned, duly qualified electors of the city of.....and residing at the places set opposite our respective names, do hereby request that the name of.....be placed upon the official

ballot as a candidate for the office of.....in said city for the term of.....years at the election to be held in this city on the.....day of October next. We further state that we know said.....to possess the qualifications necessary for said office, (and to be in our judgment a fit and proper person to hold said office). Witness our hands, on this the.....day of.....19....." At every such election all ballots to be used by voters shall be printed and prepared by the election commission and at the expense of said city, and shall contain the names of all candidates placed in alphabetical order directly underneath the words, "For President of the Commission" and "For Commissioner," as the case may be. No name shall appear upon said ballot as a candidate for election except the names of such persons as have become candidates, according to provisions as above set forth; no ballot shall be used at any such election except the official ballot prepared by the election commission.

Sec. 18. The president and other commissioners provided for in this act shall be twenty-five years of age at the time of their election, and shall be duly qualified electors of such city, and they shall be elected by the vote of the legally qualified voters thereof. In case any person after he shall have been elected and duly qualified as president of the commission, or commissioner, shall be declared ineligible to hold such office, a successor shall be chosen, as in the case of vacancy caused by death, resignation, or any other cause.

Sec. 19. Every person who shall be elected or appointed to the office of president of the commission, or commissioner, in any city organized, according to the provisions of this act, shall on or before the first Monday of November following his election, or on or before the following Monday of the month of his appointment, qualify by making oath that he is eligible for said office, and will execute the duties of same, according to the best of his knowledge and ability. Said oath may be administered by any person authorized to administer an oath under the laws of Alabama.

Sec. 20. The qualified voters of any city organized under the provisions of this act, may at any time file

with the election commission of such city at any regular meeting thereof, a petition or petitions asking for the resignation of the president of the commission, or any member of said commission. Such petition shall contain a general statement of the grounds upon which the removal of said officer is requested, and each signer shall add after his signature, and opposite thereto, his residence address. In case such petitions shall be signed by at least three thousand voters duly qualified to vote for successor to the officers sought to be recalled, a copy thereof shall be delivered to the city commission, and the said officer or officers shall not, on or before the next regular meeting of said board resign from office, then said election commission shall immediately thereafter order an election to be held by the election commission not less than thirty days nor more than forty days from date of said meeting, at which election a successor to such officer or officers to hold office for the unexpired term shall be voted for. At such election, the officer or officers sought to be recalled from office, shall be a candidate, and his or their name shall be placed upon the official ballot without any affirmative action on the part of such officer or officers. Notice of such election shall be given by publication once a week for three successive weeks in some newspaper published in said city. The person who shall be elected to such office or offices, shall hold the same for the unexpired term thereof, and if the person or persons so elected be the incumbent whose removal has been requested, then he or they shall continue in office, as though such petition had not been filed or such election held. Should no candidate at such election receive a majority of the entire votes cast under the provisions of this section, another election shall be held on the same day of the following week for such office or offices, at which the two candidates for each office receiving the highest number of votes for said office shall be voted for. The candidate or candidates receiving the highest number of votes at such election shall be declared elected. Should the provisions as to the recall of commissioners contained in this act, or should any other section or provisions hereof be held to be void or un-

constitutional, it shall not affect or destroy the validity of this act, or of any other section or provision hereof, which is not itself void or unconstitutional.

Sec. 21. Whenever any vacancies shall occur in the office of president of the commission, or other commissioner of any city organized under the terms of this act, then a successor to such president or commissioner shall be elected by the remaining members of the commission. Every person who shall be elected to fill any vacancy under the provisions of this section, or any other section of this act, shall qualify for office as soon as practicable after the result of such election is declared, and shall be clothed with the duties and responsibilities and powers of such office immediately upon such qualification, and he shall hold office for the unexpired term of his predecessor.

Sec. 22. The president of the commission of all cities organized under the provisions of this act, shall receive an annual salary of five thousand dollars, payable in monthly installments at the end of each month, and each commissioner of cities organized under the terms of this act, shall receive an annual salary of four thousand dollars, payable in monthly installments at the end of each month, said installments to be paid at the same rate for any portion of the month during which the president or commissioner shall hold office at the rate thus provided.

Sec. 23. The employees of cities organized under this act shall be selected by the commissioners solely on account of their fitness and without regard to their political affiliations. It shall be unlawful to hold party caucuses or primaries for the purpose of nominating any employee to be selected by such commissioners, and any person who shall solicit or accept a party nomination for any office to be filled by said commissioners, shall be thereby rendered ineligible for such office, or for any other office under said city for a period of one year thereafter.

Sec. 24. It shall be unlawful for any candidate for office, or any officer in such city, directly or indirectly, to give or promise any person or persons, any office, position, employment, benefit or anything of value, for

the purpose of influencing or obtaining the political support, aid or vote of any person or persons. Every commissioner elected by popular vote in any such city, shall within thirty days after qualifying, file with the judge of probate of the county, and the same shall be published at least once in a newspaper of general circulation in such city, his sworn, itemized statement of all his election and campaign expenses, and by whom such funds were contributed. Any violation of the provisions of this section shall be a misdemeanor, punishable by a fine of not more than three hundred dollars, and be a ground for removal from office.

Sec. 25. No officer or employee elected or appointed in any such city shall be interested, directly or indirectly, in any contract for work or material, or the profits thereof, or services to be furnished or performed for the city, and no such officer or employee shall be interested, directly or indirectly, in any contract for work or material, or the profits thereof, or services to be furnished or performed for any person, firm or corporation operating interurban railway, street railway, gas works, electric light or power plant, heating plant, telegraph line or telephone exchange within the territorial limits of said city. No such commissioner or other official of such city shall be interested in or any employee or attorney of any corporation operating any public service utility within said city. No such officer or employee shall accept or receive, directly or indirectly, from any person, firm or corporation operating within the territorial limits of said city any interurban railway, railway, street railway, gas works, water works, electric light or power plant, heating plant, telegraph line, or telephone exchange, or other business using or operating under a public franchise, any frank, free pass, free ticket or free service, or accept or receive, directly or indirectly, from any such person, firm or corporation, any gift or other thing of value, or any service upon terms more favorable than are granted to the public generally. Any violation of the provisions of this section shall be a misdemeanor, and upon conviction thereof, the guilty person shall be punished by a fine of not less than one hundred nor more than three

hundred dollars, and may be imprisoned in the county jail for not more than ninety days. Every such contract or agreement shall be void. Such prohibition of free transportation shall not apply to policemen or firemen in uniform, nor to policemen in the discharge of their duty; nor shall any free service to city officials heretofore provided by any franchise or ordinance be affected by this section. Any officer or employee of such city who, by solicitation or otherwise, shall exert his influence, directly or indirectly, to influence other officers or employees of such city to favor any particular person or candidate for office as president of the commission, or commissioner of said city, or who shall in any manner contribute money, labor or other valuable thing to aid in the election of any person as president of the commission, or commissioner of said city, shall be guilty of a misdemeanor, and upon conviction shall be punished by a fine not exceeding three hundred dollars, and may also be imprisoned in the county jail for a term not exceeding thirty days.

Sec. 26. The commission shall each month print in pamphlet form a detailed statement of all receipts and expenses of the city, and a summary of its proceedings during the preceding month, and furnish printed copies to the daily newspapers of the city and to persons who apply therefor. At the end of each year, the commission shall cause a full and complete examination of all the books and accounts of the city to be made by competent accountants, and shall publish the result of such examination in the manner above provided for publication of statements of monthly expenditures. And the governor is authorized at any time to have all the books and accounts of such city examined by a State examiner of public accounts, the cost of such examination to be paid by such city upon the presentation to the president of the commission of such city, of a duly verified statement of such expenses made by such examiner of public accounts, approved by the Governor.

Sec. 27. Any person offering to give a bribe either in money or other consideration to any voter for the purpose of influencing his vote at any election provided in this act, or any voter entitled to vote at any such

election, receiving and accepting such bribe or other consideration, any person making false answer to any of the provisions of this act, relative to his qualifications to vote at said election, any person wilfully voting or offering to vote at such election who has not been a resident of this State for two years next preceding said election, or who is not twenty-one years of age, or is not a citizen of the United States, or knowing himself not to be qualified voter of such precinct where he officers to vote, any person knowingly procuring, aiding or abetting any violation hereof shall be deemed guilty of a misdemeanor, and upon conviction shall be fined a sum not less than one hundred dollars not more than five hundred dollars, and may be imprisoned in the county jail for not less than ten nor more than ninety days.

Sec. 28. Any employee of any such city who solicits support for any candidate for commissioner, or any such employee who shall endeavor to influence any voter to vote for or against any candidate for commissioner, shall be deemed guilty of a misdemeanor, and on conviction shall be fined not less than ten nor more than fifty dollars, and may also be imprisoned in the county jail for not more than ten days. Justices of the peace and judges of the inferior courts shall, within their respective territories, have jurisdiction of this offense.

Sec. 29. All general laws of this State regulating and prescribing the conduct of municipal elections and the qualifications and registration of voters thereat, shall apply to elections hereunder, except so far as expressly modified herein.

Sec. 30. The Judge of the probate court of the county in which are located the cities covered by this act, shall record in a well-bound book kept for that purpose, all papers required to be filed with him under the terms of this act, and shall receive therefor the compensation allowed by law for recording deeds.

Sec. 31. It shall be unlawful for any candidate for commissioner, or for president of the commission, or for any other person in his behalf, to hire or pay, or agree to pay, any person to solicit any votes at the polls in election, and unlawful for any person to accept such

hire or make such contract for pay, to solicit votes for the president of the commission, or other commissioner; any person violating this section shall be guilty of a misdemeanor, and may be punished by fine not to exceed five hundred dollars for each offense, and the candidate violating this section shall thereby be disqualified for and rendered ineligible for the office sought.

Sec. 32. No candidate for the office of president of the commission or other commissioner can lawfully expend more than one thousand dollars of his own funds, and the funds contributed by others, in aiding his candidacy in any one election, a run off to be treated as a separate election. Any person violating the provisions of this section shall thereby be disqualified from holding said office, if successful, and his election may be contested on that ground.

Sec. 33. The petitions provided by this act may be a number of separate instruments as well as by one instrument. No person but a qualified voter shall sign any petition provided for by this act. And no person shall sign the name of another to any such petition whether with or without authority; and no person shall sign more than one separate instrument as a petition for any single purpose herein provided. Any violation of the foregoing provisions of this section shall constitute a misdemeanor by a fine not to exceed three hundred dollars. No qualified voter who has signed any petition provided for herein can withdraw his signature. All petitions provided for herein must bear the certificate of the judge of probate of the county in which such city is situated, that it has the number of signatures required by law of qualified voters, and it shall be the duty of said probate judge to hear and determine all questions as to the genuineness of signatures and the qualifications of voters signing such petition before giving such certificate; and such certificate of the probate judge shall be final and conclusive. Should said probate judge decide that any such petition was not signed by the required number of qualified voters, it shall be his duty to return said petition with the written statement of the details of its insufficiency to the persons presenting such petition, and such

persons shall have ten days thereafter to have said petition signed as required by law, at the end of which time they shall again present such petition to the probate judge for re-examination. For his services in passing on any such petition, the probate judge shall receive from the person presenting such petition for his examination the cost of the clerical work incident thereto, and twenty per cent. of such amount. Security for the payment of such costs must be given at the time of the presentation of such petition.

Sec. 34. Should vacancies exist simultaneously from any cause hereinbefore provided for in three commissionerships so as to leave no quorum of said board to fill the same, an election to fill said vacancies shall be called by the election commission to be held not less than twenty nor more than thirty days from the occurrence of the second vacancy. Notice of said election and of the time of holding same shall be given by one publication at least fifteen days in advance of the same in two or more newspapers published in said city at the expense of said city. The commissioners chosen at said election shall qualify as speedily as possible thereafter.

Sec. 35. This act shall become operative upon the passage of this act, and its approval by the Governor.

Sec. 36. That all laws and parts of laws, local general or special, in conflict with the provisions of this act, be and the same are hereby repealed.

Amend S. 287 by striking out the following words: "That the board of education of such city shall consist of the president of the commission and four members, which members shall be elected by the commission at its first meeting held under this act, and every four years thereafter, and shall hold office for a term of four years, and until their successors are elected and qualified. All powers and duties conferred by law upon boards of education shall be exercised by the board of education herein created and provided for."

Yeas, 22; nays, 0.

Yeas:

Messrs.:	Easterly	Hartwell	Hollis
Arrington	Green	Higgins	Holmes
Bonner	Hall	Hill	Judge

Key	Lusk	Price	Wallace
Kline	Miller	Pride	Winkler
Lewis	McCain	Thach	—22.

Nays, 0.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has concurred in and adopted the conference reports on the **disagreement of the two Houses** on the House amendments to Senate bills:

S. 551. To amend section 3022 of the Code of Alabama.

S. 550. To amend section 3019 of the Code of Alabama.

S. 528. To amend sections 5957 and 5960 of the Code.

S. 549. To amend section 5364 of the Code of Alabama.

S. 515. To amend sections 5346 and 5348 and to repeal section 5347 of the Code.

S. 518. To amend section 5359 of the Code.

S. 545. To prescribe the number of judges of the circuit courts, the time of their election and to regulate the procedure in circuit courts, and the appointment of registers thereof.

S. 506. To provide for the election of a solicitor for every judicial circuit in the State, and fix his salary, authorize the appointment of deputy solicitors, prescribe their duties and authority and fix their salary.

S. 546. To further regulate practice and proceedings in the disposition of cases improperly brought as suits in equity, or as suits at law or in the improper court, and to prescribe the manner of disposing of the suits so brought.

S. 525. To regulate inferior courts in cities having more than thirty-five thousand population according to the last or any subsequent Federal census; to prescribe the jurisdiction of such courts and to provide for the appointment and compensation of the clerk and assistant clerk thereof, and to abolish the office of justice of the peace in such cities.

And sends same herewith to the Senate.

W. F. Herbert,
Clerk.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has concurred in and adopted the conference report on the disagreement of the two Houses to the House amendment to:

S. 558. To divide the State into judicial circuits for the circuit courts to be numbered and composed of counties named, and to fix the times and places for holding the courts therein.

And sends same herewith to the Senate.

W. F. Herbert,
Clerk.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has amended as therein shown, and as amended has passed, the following Senate bills:

S. 805. To authorize the court of county commissioners of Etowah county to deposit moneys of the county in solvent banks, to provide for security for such deposits and require the county treasurer to pay warrants therein in favor of such banks in making such deposits.

Also,

S. 390. To appropriate funds for the better equipment and support of the University of Alabama.

Also,

S. 533. To provide for the appointment of an official court reporter by each circuit judge in Alabama; to fix their compensation, define their duties; and provide for special reporters in certain cases.

And returns same herewith to the Senate.

W. F. Herbert,
Clerk.

HOUSE MESSAGE.

On motion of Mr. Lee, the Senate concurred in the following amendment by the House to S. 805, the title of which is set out in the foregoing message from the House, to wit:

Amend the title of said bill by adding after the word "Banks" and before the words "to provide," the following: "Of Etowah county, Alabama."

Amend section one of said bill by striking out the words "the State of Alabama," where they appear after the words "banks of" and before the word "taking," and insert in lieu thereof the following: "In Etowah county, Alabama, offering on a competitive basis the best interest and terms to the county." Amend said section one further by inserting after the word "bond" and before the word "equal," the following: "Executed by such bank or banks with a solvent bonding company, qualified under the laws of Alabama to do business in this State, as surety, the bond or bonds to be approved by the chairman of the commissioner's court, and said bond shall be."

Amend section two by adding thereto the following: "Provided, however, that the commissioner's court shall not be authorized under this act to issue warrants on the county treasurer against such funds as he is required to keep under the laws of Alabama for the payment of court expenses, juries, bailiffs and other like purposes."

Yeas, 28; nays, 0.

Yeas:-

Messrs.:	Denson	Hill	Miller
Arrington	Easterly	Hollis	McCain
Bell	Ellis	Judge	Price
Bonner	Elrod	Key	Pride
Brown	Faulk	Kline	Thach
Bulger	Hartwell	Lee	Wallace
Burns	Higgins	Lusk	Winkler
Cooper			

—28

Nays, 0.

On motion of Mr. Lusk, the Senate non-concurred in the following amendment by the House to S. 533, the title of which is set out in the foregoing message from the House, to wit:

Amend the bill by striking out the word "ten" in line one on page two of the bill, and inserting in lieu thereof the word "five."

Amend the bill by adding at the end thereof the following: "Provided, that in all judicial circuits having more than five judges the judge or judges of the criminal division thereof shall have authority to appoint a stenographer to report the cases in the criminal divisions of the court, said stenographer to be paid such salary out of the county treasury as the board of revenue or court of county commissioners of said circuit may fix."

Sec. Any such official reporter who charges more than the fees herein specified for making any transcript shall be guilty of a misdemeanor, and upon such fact being made known to the judge so appointing him, such official reporter shall be promptly removed.

In circuits composed of only one county having three circuit judges, each circuit judge shall appoint a competent court reporter. Each of such court reporters shall receive a salary of \$175.00 per month to be paid as provided for in this bill as to other counties, and each and every provision of this bill not in conflict with this sections shall apply to circuits composed of only one county having three circuit judges. This salary shall be the only compensation to which each stenographer shall be entitled to receive. The fees to which such stenographer would be entitled shall be charged by the clerk or register of the court and shall be collected by him and paid into the county treasury. The idea and intention hereof being to pay such stenographer said salary and have the fees allowed herein to stenographers charged and collected by the clerk or register and paid by him into the county treasury.

Amend bill by adding following: "Provided, the provisions of this act shall not apply to circuits composed of one county and having two judges.

And requests a Committee of Conference thereon. And in pursuance therewith, the President of the Senate appointed as conferees on the part of the Senate, Messrs. Lusk, Bonner, Lee, Hill, Judge.

On motion of Mr. Lee, the consideration of the House amendment to S. 390, the title of which is set out in the foregoing message from the House, was postponed until the night session.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has adopted the report of the Conference Committee on the disagreement of the two Houses to the Senate amendments to:

H. 1025. To amend section 3485 of the Code of Alabama of 1907.

And sends same herewith to the Senate.

W. F. Herbert,
Clerk.

BILLS ON THIRD READING.

The bill:

H. 1482. To amend sections 541, 543, 544 and 545 of the Code of Alabama.

Was read a third time at length and passed.

Yeas, 23; nays, 0.

Yeas:

Messrs.:	Easterly	Judge	Milner
Arrington	Hall	Kline	Price
Bonner	Hartwell	Lee	Pride
Brown	Higgins	Lewis	Thach
Bulger	Hill	Lusk	Wallace
Burns	Holmes	Miller	Winkler

—23.

Nays, 0.

The bill:

H. 770. To appropriate the sum of seven thousand four hundred and fifty-six and seven one-hundredths (\$7,456.07) dollars to pay for the transportation of troops of the Alabama National Guard heretofore transported by railroad common carriers on the request or order of the Governor or adjutant general.

Was taken up.

Mr. Lusk offered the following amendment to said bill:

Amend H. 770 by adding at the end of said bill the following:

"Sec. Provided, however, that the Governor, the attorney general, the State auditor, the State treasurer and the director of the department of archives and his-

tory shall be and constitute a commission whose duty it shall be to ascertain how much is due, and shall make an award in writing to the Governor as to the amount so due, and the said Governor shall in writing order the State auditor to draw his warrant upon the State treasurer for the amount ascertained to be due and it shall be the duty of the State treasurer to pay said warrant out of any money in the treasury not otherwise appropriated."

Which was adopted.

Yeas, 18; nays, 0.

Yeas:			
Messrs.:	Hill	Lusk	Thach
Arrington	Judge	Miller	Wallace
Bell	Key	Milner	Weathers
Bonner	Kline	Price	Winkler
Bulger	Lewis	Pride	—18.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 12; nays, 10.

Yeas:			
Messrs.:	Hill	Kline	Thach
Arrington	Hollis	Lewis	Wallace
Burns	Jones	Price	Winkler
Hall			—12.

Nays:			
Messrs.:	Cooper	Key	Milner
Bell	Green	Lusk	Pride
Bonner	Higgins	Miller	—10.

The bill:

H. 1409. To make appropriations for the ordinary expenses for the executive, legislative and judicial departments of the State, for the interest on the public debt, and for the public schools.

Was taken up.

Mr. Bulger offered the following amendment to said bill:

Amend section four of H. 1409, relating to miscellaneous appropriations, by adding a new subdivision, numbered eighteen, as follows:

"(18). For the repair and upkeep and new furnishings of the Governor's mansion, to be expended solely by the Governor of the State and only for actual repairs, additions or furnishings made and delivered, the sum of five hundred dollars for every year."

Which was adopted.

Yeas, 18; nays, 11.

Yeas:

Messrs.:	Green	Lewis	Thach
Bulger	Hartwell	Milner	Wallace
Burns	Hollis	McCain	Weathers
Easterly	Kline	Price	Winkler
Ellis	Lee	Pride	—18.

Nays:

Messrs.:	Cooper	Hall	Key
Bonner	Elrod	Higgins	Lusk
Brown	Faulk	Judge	Miller
			—11.

Mr. Bulger offered the further amendment to said bill:

Amend section four of H. 1409, relating to miscellaneous appropriations, by striking out the words "three thousand" where they occur in subdivision eight of said section four, and inserting in lieu thereof the words "five thousand."

Mr. Bonner moved to lay said amendment on the table, which was lost.

Yeas, 13; nays, 16.

Yeas:

Messrs.:	Cooper	Higgins	Miller
Bell	Elrod	Key	Milner
Bonner	Faulk	Lusk	McCain
Brown	Hall		—13.

Nays:

Messrs.:	Green	Kline	Thach
Arrington	Hartwell	Lee	Wallace
Bulger	Hill	Lewis	Weathers
Burns	Judge	Price	Winkler
Ellis			—16.

And the second amendment offered by Mr. Bulger was then adopted.

Yeas, 17; nays, 14.

Yeas:

Messrs.:	Ellis	Kline	Thach
Arrington	Green	Lee	Wallace
Bulger	Hartwell	Lewis	Weathers
Burns	Hill	Price	Winkler
Easterly	Judge		—17.

Nays:

Messrs.:	Cooper	Higgins	Milner
Bell	Elrod	Key	McCain
Bonner	Faulk	Lusk	Pride
Brown	Hall	Miller	—14.

Mr. Bulger offered the following amendment to said bill:

Amend "miscellaneous appropriations," subdivision 17 of section 4, by striking out the words and figures "twelve" where they occur therein, and insert in lieu thereof the word and figures "fifteen."

Which was adopted.

Yeas, 15; nays, 13.

Yeas:

Messrs.:	Green	Lee	Thach
Bulger	Hartwell	Lewis	Wallace
Burns	Judge	McCain	Weathers
Ellis	Kline	Price	Winkler
			—15.

Nays:

Messrs.:	Cooper	Higgins	Miller
Bell	Elrod	Key	Milner
Bonner	Faulk	Lusk	Pride
Brown	Hall		—13.

Mr. Hartwell offered the following amendment to said bill:

Amend by adding a new subdivision 62, at the end of section 2:

"(62). For rent, fuel, lights, insurance on equipment and certain incidental expenses of the State bacteriological laboratory and State pasteur institute, eight hundred (\$800.00) dollars annually, or so much thereof as may be necessary."

Which was lost.

Yeas, 5; nays, 22.

Yeas:

Messrs.:	Hartwell	Pride	Winkler	
Easterly	Judge			—5.

Nays:

Messrs.:	Cooper	Key	McCain
Bell	Ellis	Kline	Price
Bonner	Elrod	Lee	Thach
Brown	Faulk	Lusk	Wallace
Bulger	Hall	Miller	Weathers
Burns	Higgins	Milner	—22.

Mr. Lusk offered the following amendment to said bill:

Amend the bill by:

1. By making "one thousand five hundred (\$1,500.00)," in subdivision (4) of section 1, read "one thousand two hundred (\$1,200.00)."

2. By making "one thousand eight hundred (\$1,800.00)," in subdivision (14) of section 1, read "one thousand five hundred (\$1,500.00)."

3. By making "nine hundred (\$900.00)," in subdivision (24) of section 1, read "seven hundred and fifty (\$750.00)."

4. By making "nine hundred (\$900.00)," in subdivision (28) of section 1 read "seven hundred and fifty (\$750.00)."

5. By striking out of the bill subdivisions (44), (45), (46) and (47) of section 1.

6. By making "one thousand two hundred (\$1,200.00)," in subdivision (52) of section 1, read "seven hundred and fifty (\$750.00)."

7. By making "nine hundred (\$900.00)," in subdivision (58) read seven hundred and fifty (\$750.00)."

8. By making "two," where it appears in subdivision (12) of section 4 read "one," thus making the annual appropriation for feeding prisoners "(\$100,000.00)."

Mr. Winkler moved to lay said amendment on the table.

Mr. Bonner moved a severance of said amendments, and the President of the Senate declared that a severance was not in order, and Mr. Lusk appealed to the Senate from the ruling of the President. And the Senate sustained the President.

Yeas, 22; nays, 9.

Yeas:

Messrs.:	Easterly	Jones	McCain	
Arrington	Ellis	Judge	Price	
Bonner	Green	Kline	Thach	
Bulger	Hartwell	Lee	Wallace	
Burns	Hill	Lewis	Winkler	
Cooper	Holmes	Milner		—22.

Nays:

Messrs.:	Faulk	Lusk	Pride	
Bell	Higgins	Miller	Weathers	
Elrod	Key			—9.

The motion made by Mr. Winkler to lay said amendment on the table then prevailed, and said amendment was laid upon the table.

Yeas, 21; nays, 12.

Yeas:

Messrs.:	Ellis	Judge	McCain	
Arrington	Green	Kline	Price	
Bulger	Hartwell	Lee	Thach	
Burns	Hill	Lewis	Wallace	
Cooper	Holmes	Milner	Winkler	
Easterly	Jones			—21.

Nays:

Messrs.:	Elrod	Higgins	Miller	
Bell	Faulk	Key	Pride	
Bonner	Hall	Lusk	Weathers	
Brown				—12

Mr. Lusk offered the following amendment to said bill:

Amend by making "two," in subdivision 12 of section 4, read "one."

The President of the Senate declared said amendment out of order, and from this ruling Mr. Lusk appealed to the Senate, and the President of the Senate was sustained in his ruling.

Mr. Lusk offered the further amendment to said bill:

Amend by striking out subdivision 44 of section 1.

Which the President declared out of order, and from this ruling Mr. Lusk appealed to the Senate, and the Senate sustained him in his ruling.

Yeas, 20; nays, 7.

Yeas:

Messrs.:	Ellis	Judge	McCain
Arrington	Elrod	Kline	Price
Bonner	Green	Lee	Thach
Bulger	Hartwell	Lewis	Wallace
Burns	Hill	Milner	Winkler
Cooper			

—20.

Nays:

Messrs.:	Faulk	Higgins	Lusk
Bell	Hall	Key	Miller

—7.

Mr. Lusk offered the following amendment to said bill:

Sub. 12, Sec. 4. Make two hundred thousand read \$150,000.00 for feeding prisoners.

Mr. Winkler moved to lay said amendment on the table, which motion prevailed, and said amendment was laid on the table.

Yeas, 16; nays, 12.

Yeas:

Messrs.:	Cooper	Hill	McCain
Arrington	Ellis	Kline	Price
Brown	Elrod	Lee	Wallace
Bulger	Hartwell	Lewis	Winkler
Burns			

—16.

Nays:
 Messrs.: Green Holmes Miller
 Bell Hall Key Pride
 Bonner Higgins Lusk Thach
 Faulk —12.

Mr. Green offered the following amendment to said bill:

Amend said bill by adding the following: Sec. (56½) For compensation of the banking board, twenty-four hundred dollars, or so much thereof, as may be necessary .

Sec. (57½). For hotel and traveling expenses of the superintendent of banks and his assistants, when they are in the discharge of their duties, seven thousand two hundred dollars, or so much thereof as may be necessary .

Mr. Bonner moved to lay said amendment on the table, which motion was lost, and the amendment offered by Mr. Green was then adopted.

Yeas, 13; nays, 13.

Yeas:
 Messrs.: Green Lee Thach
 Burns Hartwell Lewis Wallace
 Ellis Key Price Winkler
 Faulk Kline —13.

Nays:
 Messrs.: Bulger Hill Lusk
 Bell Denson Holmes Miller
 Bonner Elrod Judge Pride
 Brown Higgins —13.

The above vote being a tie, the President of the Senate voted "yea."

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 17; nays, 11.

Yeas:
 Messrs.: Bulger Easterly Green
 Arrington Burns Ellis Hall

Hartwell	Lee	Price	Wallace	
Judge	Lewis	Thach	Winkler	
Kline	McCain			—17.

Nays:				
Messrs.:	Brown	Faulk	Key	
Bell	Cooper	Higgins	Lusk	
Bonner	Elrod	Hill	Pride	—11.

RECESS.

At 6 o'clock p. m., on motion of Mr. Winkler, the Senate took a recess until 8 o'clock tonight.

NIGHT SESSION.
FORTY NINTH DAY.

Wednesday, September 20, 1915.

The Senate re-assembled at 8 o'clock p. m.

ROLL CALL.

On a call of the roll 20 members answered to their names, a quorum of the Senate.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has passed the following bill:

S. 648. To reduce the salary of the mayor of Bridgeport, Alabama, to one hundred dollars.

And returns same herewith to the Senate.

W. F. Herbert,
Clerk.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has concurred in and adopted the Senate amendment to:

H. 1409. To make appropriations for the ordinary expenses for the executive, legislative and judicial depart-

ments of the State, for the interest on the public debt and for the public schools.

Also.

H. 770. To appropriate the sum of seven thousand four hundred and fifty-six and seven one-hundredths (\$7,456.07) dollars to pay for the transportation of troops of the Alabama national guard, heretofore transported by railroad common carriers on the request or order of the Governor or Adjutant General.

W. F. Herbert,
Clerk.

MESSAGE FROM THE HOUSE.

Mr. President:

The House accedes to the request of the Senate for a Committee of Conference on the disagreement of the two Houses on the House amendment to Senate bills:

S. 494. To prescribe the qualifications of jurors and regulate the selection, drawing and summoning of jurors; to prescribe the qualifications of and provide for the appointment of jury commissioners and clerks of commissions and to regulate the empanelling of grand and petit juries in all of the courts of this State.

Also.

S. 533. To provide for the appointment of an official court reporter by each circuit judge in Alabama; to fix their compensation; define their duties; and provide for special reporters in certain cases.

And the Speaker names as conferees on the part of the House: Messrs. Davis, Tunstall, Merritt, Welch and Brindley.

And returns said bills herewith to the Senate.

W. F. Herbert,
Clerk.

RESOLUTION.

Mr. Milner offered the following resolution:

S. 189. Resolved that from this moment speeches in the Senate be limited to five minutes, and there shall be no extension of time.

Which was under a suspension of the rules, adopted.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has amended as therein shown and as amended has passed the following Senate joint resolution.

S. J. R. 188. by Mr. Lusk:

Resolved by the Senate, the House of Representatives concurring, that when the two Houses adjourn for the day, it be to reconvene on Friday, Sept. 24th, 1915, at 9 A. M., and that when they adjourn for that day it be for sine die.

And returns same herewith to the Senate.

W. F. Herbert,
Clerk.

HOUSE MESSAGES.

On motion of Mr. Lewis, the Senate concurred in and adopted the following amendment made by the House to S. J. R. 188, set out in the foregoing message from the House, to-wit:

Amend resolution by striking out "Friday, Sept. 24th, 1915 at 9 A. M." and insert, "Saturday Sept. 25th."

Yeas, 20; nays, 9.

Yeas:

Messrs.:	Denson	Hartwell	Lusk
Bell	Easterly	Hollis	Milner
Brown	Ellis	Holmes	Price
Bulger	Green	Judge	Thach
Burns	Hall	Lewis	Weathers
Cooper			—20.

Nays:

Messrs.:	Faulk	Jones	McCain
Bonner	Higgins	Miller	Pride
Elrod	Hill		—9.

STATE OF ALABAMA
EXECUTIVE DEPARTMENT
MONTGOMERY

September 22, 1915.

Mr. President:

I am directed by the Governor to deliver to the Sen-

ate a message in writing, together with Senate bill, 813.

Respectfully,

W. E. Henderson,
Private Secretary.

MESSAGE FROM THE GOVERNOR.

To the Senate:

I am herewith returning to you Senate bill 813 amending an act approved March 31, 1911, without my approval.

The only effect of the change is to increase the amount of the annual appropriation \$1,500, and in addition to this, the act is so drawn that the increased appropriation would date from 1911 instead of from the present time.

I regret the necessity of having to return a bill of this character, but as has been explained to you in several messages the revenues of the State are not sufficient to make these increased appropriations.

Chas. Henderson,
Governor.

GOVERNOR'S MESSAGE.

On motion of Mr. Kline, the Senate refused to reconsider and pass said bill, the Governor's veto to the contrary notwithstanding.

Yeas, 1; nays, 27.

Yea, Mr. Lusk.

Nays:

Messrs.:	Ellis	Jones	Milner
Bell	Elrod	Judge	McCain
Bonner	Green	Key	Pride
Brown	Hall	Kline	Thach
Bulger	Hartwell	Lee	Wallace
Burns	Hill	Lewis	Weathers
Cooper	Hollis	Miller	Winkler

—27.

STATE OF ALABAMA
EXECUTIVE DEPARTMENT.

September 22, 1915.

Mr. President:

I am directed by the Governor to convey to the Senate a message in writing, together with Senate bill 692.

Respectfully,
W. E. Henderson,
Private Secretary.

MESSAGE FROM THE GOVERNOR.

To the Senate:

I am returning herewith to you Senate bill No. 692, without my approval.

This is a bill designed to encourage technical and industrial education and training, and carries an appropriation of two thousand dollars toward providing buildings, equipment and maintenance.

The Legislature of 1911 made an appropriation of thirty thousand dollars for buildings and equipment and five thousand dollars annually for maintenance for this school, conditioned upon the approval of the Governor, when in his opinion, the State treasury would permit such an expenditure.

The small amount carried on this appropriation would not begin to provide the facilities demanded for this work and is only a waste of that amount. By the disapproval of this measure, the act of 1911 still remains and the school can be instituted whenever the condition of the treasury will permit.

Chas. Henderson,
Governor.

GOVERNOR'S MESSAGE.

On motion of Mr. Kline, the Senate refused to reconsider and pass Senate bill 692, the vote of the Governor to the contrary notwithstanding.

Yeas, 1; nays, 22.

Yea: Mr. Lusk.—1.

Nays:

Messrs.:	Elrod	Jones	Miller
Brown	Green	Judge	Milner
Bulger	Hall	Key	McCain
Burns	Hartwell	Kline	Pride
Cooper	Hill	Lee	Thach
Easterly	Hollis	Lewis	—22.

UNFINISHED BUSINESS.

The Senate proceeded to consider the unfinished business of the afternoon session, which was:

S. 390. To appropriate funds for the better equipment and support of the University of Alabama.

And the House amendment thereto.

HOUSE MESSAGES.

On motion of Mr. Lee, the Senate concurred in the following amendment by the House to Senate bill No. 390, the title of which is also set out in the foregoing message from the House, entered on the Journal of the afternoon session, to-wit.

A Bill to be Entitled an Act.

To appropriate funds for the support and maintenance of the University of Alabama.

Whereas, the trustees of the University of Alabama in the year 1912 accepted an endowment of forty thousand dollars (\$40,000) from the Peabody trustees, conditioned on securing the sum of ten thousand dollars (\$10,000.00) per annum for the support of the school of education in said university, and whereas, in good faith this condition should be met by the State of Alabama, therefore

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA.

1. That the sum of ten thousand dollars (\$10,000.00) is hereby annually appropriated and permanently appropriated to the University of Alabama in order to secure the Peabody endowment.

2. That the moneys herein appropriated shall be paid by the State treasurer to the treasurer of the University of Alabama in equal quarterly installments, on the first days of January, April, July and October, upon warrants which shall be drawn by the State auditor as warrants are drawn for other appropriations to the said university.

Yeas, 29; nays, 2.

Yeas:

Messrs.:	Elrod	Jones	Milner
Brown	Green	Judge	McCain
Bulger	Hall	Key	Price
Burns	Hartwell	Kline	Pride
Cooper	Higgins	Lee	Thach
Denson	Hill	Lewis	Wallace
Easterly	Hollis	Miller	Winkler
Ellis	Holmes		

—29.

Nays: Messrs. Faulk and Lewis.—2.

MESSAGE FROM THE HOUSE.

Mr. President:

The House accedes to the request of the Senate for a Committee of Conference on the disagreement of the two Houses on the House amendments to:

S. 437. To amend sections 4, 7, and 10 of an act entitled "An act to provide and create a commission form of government and to authorize the adoption of the same in all cities and towns in the State of Alabama, which now are not, or hereafter may not be, within the influence or operation of any other valid legislative enactment authorizing or adopting such form of government; to regulate the selection, and election of commissioners and their terms of office and retention and recall from office, to provide for the selection of one commissioner as mayor, and the retention in office of certain officials; to fix the powers, duties and compensation of such commissioners; to punish improper conduct in connection with elections and petitions hereunder; to abolish boards of public works, police commissioners, councilmen, aldermen and certain other city and town officials

of such municipalities as adopt the said form of government; and generally to authorize and provide for the creation and maintenance of said commission form of government," approved April 8th, 1911; to provide for initiative and referendum; to provide for the holding of elections in school houses; to provide manner of selecting election officers; to provide for use of voting machines at such elections; to permit the addition of a department of public charities.

And the Speaker of the House has appointed as conferees on the part of the House Messrs: Chamberlain, Grayson of Mobile, and Wilson.

And returns said bill herewith to the Senate.

W. F. Herbert,
Clerk.

INDEFINITE POSTPONEMENT OF BILL.

The bill:

H. 1220. To provide for and regulate the examination, licensing, and admission to the bar of attorneys-at-law, the practice of such attorneys and their authority, duties and liabilities, and the suspension or removal of such attorneys, and the proceedings for such suspension or removal and the costs on such proceedings, and to prescribe and provide for the oath to be taken by such attorneys, and to provide for the punishment of violations of this act, and of those who practice law without a license.

Was ordered to an engrossment and third reading.

Mr. Lusk moved to reconsider the vote by which said bill was ordered to an engrossment and third reading, which motion prevailed, and said vote by which said bill was ordered engrossed and read a third time was reconsidered.

Mr. Lusk moved to indefinitely postpone the bill, which motion prevailed and said bill was indefinitely postponed.

Mr. Jones moved to reconsider the vote by which said bill was indefinitely postponed, which motion was lost, and the Senate refused to reconsider said vote.

Yeas, 10; nays, 13.

Yeas:			
Messrs.:	Judge	Lewis	Wallace
Burns	Kline	Milner	Winkler
Jones	Lee	Pride	—10.

Nays:			
Messrs.:	Elrod	Hill	Miller
Denson	Green	Key	McCain
Easterly	Hall	Lusk	Thach
Ellis	Higgins		—13

ADJOURNMENT.

At 10 o'clock P. M. on motion of Mr. Milner, and in pursuance of S. J. R. 188, as amended, the Senate adjourned until Saturday, September 25, at 9 o'clock A. M.

FIFTIETH DAY.

Saturday, September 25th, 1915.

The Senate met pursuant to adjournment, Lieutenant Governor Kilby, presiding.

PRAYER.

By the Rev. Mr. Bealle of Tuscaloosa.

ROLL CALL.

Present:			
Messrs.:	Easterly	Hollis	Miller
Arrington	Ellis	Holmes	Milner
Bell	Elrod	Jones	McCain
Bonner	Faulk	Judge	Price
Brown	Green	Key	Pride
Bulger	Hall	Kline	Thach
Burns	Hartwell	Lee	Wallace
Cooper	Higgins	Lewis	Weathers
Denson	Hill	Lusk	Winkler
			—35.

JOURNAL.

On motion of Mr. Kline, the reading of the Journal of yesterday was dispensed with and the same was approved by the Senate.

ADVERSE REPORT.

Mr. Lusk, chairman of the Standing Committee on Judiciary, reported that said committee, in session, had acted on the following bills and ordered same returned to the Senate with an adverse report.

By Mr. Johnson of DeKalb:

H. 1108. To provide for the holding of two terms each year of the circuit court of DeKalb county at Collinsville, to provide for the jurisdiction thereof and to regulate proceedings therein.

By Mr. Harvey:

H. 1450. To provide for the more efficient working of the public roads in Marshall county; to provide revenue for the same; to define the powers and duties of the county commissioners with reference to same; to provide for the appointment of overseers and suboverseers and a civil engineer or road supervisor, defining their duties and prescribe rules, regulations and penalties in order to carry into effect the purposes of this act

By Mr. Grayson of Mobile, (by request):

H. 1454. To authorize and empower the courts of county commissioners or bodies of like jurisdiction to increase the salaries of circuit judges in counties having more than fifty thousand population, and to pay such increase out of the county treasury.

By Mr. Carnley:

H. 1535. To provide for and require all county officers of all counties in Alabama having branch circuit courts, or courts of like jurisdiction to install, equip and maintain, in addition to their offices at the county site of such counties, offices at each other place in such counties where a circuit court, or court of like jurisdiction is now authorized by law to be held, or where such court may hereafter by law be authorized to be held, for the transaction of the business pertaining thereat, that may arise or be connected with that part of the county

within which cases arising therein may be tried in such circuit court or court of like jurisdiction at such place; to provide for appointment, qualification, and compensation and fix the powers and duties of deputies of the respective officers of such counties, to fix duties of the respective county officers of such counties; to provide equipment for such offices including stationery, records, books, dockets, furniture, filing cases and other equipment for such offices similar to be kept in the respective offices of such counties at the county site; to provide for recording bonds of deputies and principals and bringing suits thereon; to provide for the transaction of all business pertaining to such offices and officers that may arise within such territory.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has amended as therein shown and as amended has passed the following Senate bill.

S. 803. To change the name of the railroad commission of Alabama to the Alabama public service commission and to enlarge its authority, powers and jurisdiction.

And returns same herewith to the Senate.

W. F. Herbert,
Clerk.

HOUSE MESSAGES.

On motion of Mr. Denson, the Senate concurred in the following amendment by the House to Senate bill No. 803, the title of which is set out in the foregoing message from the House, to-wit:

Amend the bill by adding the following sections:

Section 7. That in cases where it is proposed or sought to have the Alabama public service commission, upon its own motion, or upon complaint or petition of any common carrier, or any other public utility, whose rates and charges said commission is charged with the duty of regulating, to change the classification of common carriers of any article or freight, or any maximum rates or charges for the transportation of passengers or freight by any common carrier in this State, or to change the rates or charges of any public utility, whose

rates or charges are controlled or regulated by said commission, when the effect of said charge will be to increase any of said rates or charges or to put into effect any new classification, whereby any rates may be increased, and no such change shall be made except upon an investigation and hearing after at least thirty days' notice to the public and others to be affected by the change in the following manner.

When it is proposed to change the classification of common carriers of any article of freight, or any maximum rates or charges, or put into effect any new classification whereby any rates may be increased, the secretary of the commission, or other like body, shall give notice in writing, of the general nature, purpose and extent of the application or proposal to the attorney general of the State, and also to at least one afternoon and one morning paper, in the cities of Mobile, Montgomery and Birmingham, and when it is proposed or sought to increase the rates or charges to particular persons, firms, corporations, or industries, or any of them, like notice to the party or parties to be affected thereby shall be given.

When it is proposed to change the rates or charges of any utility whose rates or charges are under the jurisdiction or control of the said commission, when the effect of such change will be to increase any of such rates or charges, or to put into effect any new classification whereby any rates or charges may be increased the secretary of the commission shall give notice in writing of the general nature, purpose and extent of the application of the proposed change to the governing body of the municipality or municipalities in which such utility does business, and where said rates or charges sought to be changed will become effective, and also by publication at least one time in a daily or weekly newspaper published in such municipality, and when it is proposed or sought to increase rates or charges, to particular persons, firms, corporations or industries, or any of them, like notice to the party or parties, to be affected thereby shall be given.

Section 8. That from any final action or order of the Alabama public service commission, to which any per-

son, firm, corporation, municipal organization, society, body politic, association or organization as authorized by law, may be a party increasing or refusing to reduce rates or charges, or any of them, for the transportation of freight, property or passengers, or affecting or relating to any schedule, or parts of any schedule of such rates, fares or charges, an appeal may be taken to a court of Montgomery county having chancery jurisdiction by any such party or by two or more of such parties united together, within thirty days from the date of the action, or order, which shall be granted as a matter of right, and be deemed perfected by the filing with the railroad commission of security for the cost of the appeal, but this shall not affect or impair the right of the State of Alabama or the carrier, to take an appeal as now authorized by law.

When the increase or refusal to reduce rates or charges relates to the rates or charges of any utility whose rates or charges are controlled by or are under the jurisdiction of said commission, an appeal may be taken by any party in interest to the circuit court of the county having jurisdiction of the utility, whose rates or charges are sought to be increased or reduced, within thirty days from the date of the action or order to be appealed from, which shall be granted as a matter of right, and be deemed perfected by the filing with the Alabama public service commission security for the costs of the appeal, but this shall not affect or impair the right of the State of Alabama, or the utility to take an appeal as now authorized by law.

The party or parties taking appeals, as above authorized, may also take an appeal to the supreme court, at any time within thirty days from the date of the rendition of the decree in the cause of the circuit court, from the final decree of said court, upon giving security for costs of appeal to the supreme court.

Section 9. That all rules of practice and procedure now in force in respect to similar appeals by common carriers, or by the State from final orders or actions of the railroad commission, or the Alabama public service commission, affecting rates or charges shall

govern as far as adoptable, and be applied to appeals authorized by this act.

Amend the bill by adding thereto the following section:

Section No decree, or order or decision affecting the inhabitants of any city or town shall be made until the commission hears the evidence in the case in such city or town, at which hearing any citizen may give testimony. Ten days' notice of such hearing shall be given by publication thereof in some newspaper published in such city or town if there be a newspaper, also by giving written notice thereof to the mayor or other executive head of such city or town. A violation of this section shall invalidate such decree, order or decision.

Committee amendment to S. 803.

Amend Senate bill No. 803 by adding at the end of section 3 the following:

That the Alabama Public service commission is charged with the duty of supervising, regulating and controlling of such persons, firms and corporations doing business as aforesaid in this State in all matters relating to their rates and charges, and of correcting abuses therein by such persons, firms or corporations. And the commission shall, from time to time, in the manner now, or that may hereafter be authorized by law, for prescribing and enforcing the rates and charges of railroads in this State prescribe and enforce against such persons, firms or corporations such rates and charges as may be reasonable and just, and shall require such persons, firms or corporations to establish and maintain such rates and charges as may be reasonable and just, which said rates and charges the commission may from time to time alter or amend; provided, that where the rates or charges have been fixed or prescribed by statute the commission shall not have the power to increase such rates or charges; and provided further that nothing herein shall be construed to affect any valid subsisting contract now in existence; and provided further that nothing herein shall be construed to affect any future contract entered into by and between any municipality and such person, firm or corporation.

Amend by striking out section five, and inserting in lieu thereof the following:

Section 5. All laws, general and special, expressly or impliedly in conflict with the provisions of this act are hereby expressly repealed, and this act shall take effect immediately upon its passage.

Further amend by adding section 6 as follows:

Section 6. That if any section or provision in this act be declared unconstitutional or invalid, that shall affect or invalidate the remaining sections or provisions.

Yeas, 28; nays, 0.

Yeas:

Messrs.:	Green	Judge	Milner
Arrington	Hall	Key	McCain
Brown	Hartwell	Kline	Price
Bulger	Higgins	Lee	Pride
Denson	Hill	Lewis	Thach
Ellis	Hollis	Lusk	Wallace
Elrod	Holmes	Miller	Winkler
Faulk			

—28

Nays, 0.

REPORT FROM RULES COMMITTEE.

Mr. Jones, chairman of the Standing Committee on Rules, reported, that said committee, in session, had acted upon the following House Joint Resolution, and ordered same returned to the Senate with a favorable report.

H. J. R. 251. Be it resolved by the House, the Senate concurring that the secretary of State be instructed to have the local acts of this session of the Legislature printed and bound in the same manner as the general acts are to be printed and bound in one volume.

And moved that same be adopted, which motion prevailed and said joint resolutions was concurred in and adopted by the Senate.

RESOLUTION.

Mr. Lusk offered the following resolution:

S. 190. That the call of districts shall be continued; debate on all bills called shall be limited to twenty minutes.

Which was, under a suspension of the rules, adopted.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Mr. President:

Your Standing Committee on Enrolled bills, beg leave to report, that said committee in session, have compared the following enrolled bills, with the engrossed and original bills, respectfully, and find same correctly enrolled, to wit:

S. 287. To provide for the government by a commission of all cities in Alabama which now have, or which may hereafter have, a population of one hundred thousand people, according to the last federal census, or any such census which may hereafter be taken; to provide for the selection and election of commissioners and their terms of office and retention in and recall from office; to fix their powers, duties and compensation; to punish improper conduct in connection with the election of said commissioners, and to otherwise provide for the creation, conduct and maintenance of said commission form of government, and to repeal all laws and parts of laws in conflict with the provisions of this act.

S. 803. To change the name of the railroad commission of Alabama to the Alabama public service commission, and to enlarge its authority, powers and jurisdiction.

C. H. Miller,
Chairman.

SIGNING OF BILLS.

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the secretary of the Senate, signed the following bills:

S. 287. To provide for the government by a commission of all cities in Alabama which now have, or which may hereafter have, a population of one hundred thousand people, according to the last federal census, or any such census which may hereafter be taken; to provide for the selection and election of commissioners and their

terms of office and retention in and recall from office; to fix their powers, duties and compensation; to punish improper conduct in connection with the election of said commissioners, and to otherwise provide for the creation, conduct and maintenance of said commission form of government, and to repeal all laws and parts of laws in conflict with the provisions of this act.

S. 803. To change the name of the railroad commission of Alabama to the Alabama public service commission, and to enlarge its authority, powers and jurisdiction.

MESSAGE FROM THE HOUSE.

Mr. President:

The Speaker of the House having signed the following House bills and House joint resolution, your signature thereto is requested:

H. J. R. 190. House joint resolution requesting congress to give Alabama an assignment upon the rivers and harbors committee, to aid in advancing the claims of Alabama in behalf of her water ways and only seaport.

H. 770. To appropriate the sum of seven thousand four hundred and fifty-six and seven one-hundredths (\$7,456.07) dollars to pay for the transportation of troops of the Alabama national guard heretofore transported by railroad common carriers on the request or order of the Governor or adjutant general.

H. 866. To amend sections three, ten and eleven of an act approved March 9, 1911, to provide for and regulate the manufacture and sale of "commercial feeding stuffs" in Alabama; to further provide for the registration, tagging, sampling and analyzing commercial feeding stuffs; to fix penalties for violations of this act.

H. 900. To amend an act entitled an act to regulate the business of dealers in farm produce, to fix licenses for the carrying out of said business and to provide for revocation of this license and for the penalty for any violation of this act; to prevent fraud in the selling and handling of farm produce and to provide punishment for such fraud; to provide for the collection and disburse-

ment of the monies collected; to establish, increase and encourage markets for the sale of farm produce. Approved March 5th, 1915.

H. 907. To regulate the business of buying or acquiring and disposing of junk, commonly known as the "junk business" or "junk dealers," approved February 11th, 1911.

H. 943. To provide a mode whereby cities in the State of Alabama, which shall have heretofore adopted or may hereafter adopt a commission form of government as authorized by law, may after an election upon such question, abandon such commission form of government and return to the aldermanic form of government as the same existed therein at the time of the adoption of such commission form of government.

H. 1025. To amend section 3485 of the Code of Alabama of 1907.

H. 1071. To amend sections 706 and 707 of the Code of Alabama of 1907.

H. 1128. To authorize and direct the court of county commissioners of Marengo county, to pay for advertising the notice and substance of local bills introduced in the Legislature for said county, out of any money in the treasury, not otherwise appropriated, when the bill applies to the entire county, or any political subdivision of the said county, and when said bill has been ordered published by the senator or any representative of the county of Marengo, and this act shall be held to apply only to and include notices and substance of bills advertised for the July session of the Alabama Legislature, in year 1915.

H. 1409. To make appropriations for the ordinary expenses for the executive, legislative and judicial departments of the State, for the interest on the public debt, and for the public schools.

H. 1482. To amend section 541, 543, 544, 545, of the Code of Alabama.

H. 1599. To authorize the construction of a dam in the Mulberry Fork of the Warrior river at or near Sanders Ferry in Walker county.

W. F. Herbert,
Clerk.

SIGNING OF BILLS AND RESOLUTIONS.

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the secretary of the Senate, signed the following bills and resolution:

H. J. R. 190. House joint resolution requesting congress to give Alabama an assignment upon the rivers and harbors committee, to aid in advancing the claims of Alabama in behalf of her water ways and only sea-port.

H. 770. To appropriate the sum of seven thousand four hundred and fifty-six and seven one-hundredths (\$7,456.07) dollars to pay for the transportation of troops of the Alabama national guard heretofore transported by railroad common carriers on the request or order of the Governor or adjutant general.

H. 866. To amend sections three, ten and eleven of an act approved March 9, 1911, to provide for and regulate the manufacture and sale of "commercial feeding stuffs" in Alabama; to further provide for the registration, tagging, sampling and analyzing commercial feeding stuffs; and to fix penalties for violations of this act.

H. 900. To amend an act entitled an act to regulate the business of dealers in farm produce, to fix licenses for the carrying out of said business and to provide for revocation of this license and for the penalty for any violation of this act; to prevent fraud in the selling and handling of farm produce and to provide punishment for such fraud; to provide for the collection and disbursement of the monies collected; to establish, increase and encourage markets for the sale of farm produce. Approved March 5th, 1915.

H. 907. To regulate the business of buying or acquiring and disposing of junk, commonly known as the "junk business" or "junk dealers," approved February 11th, 1911.

H. 943. To provide a mode whereby cities in the State of Alabama, which shall have heretofore adopted or may hereafter adopt a commission form of government as au-

thorized by law, may after an election upon such question, abandon such commission form of government and return to the aldermanic form of government as the same existed therein at the time of the adoption of such commission form of government.

H. 1025. To amend section 3485 of the Code of Alabama of 1907.

H. 1071. To amend sections 706 and 707 of the Code of Alabama of 1907.

H. 1128. To authorize and direct the court of county commissioners of Marengo county, to pay for advertising the notice and substance of local bills introduced in the Legislature for said county, out of any money in the treasury not otherwise appropriated, when the bill applies to the entire county, or any political subdivision of the said county, and when said bill has been ordered published by the senator or any representative of the county of Marengo, and this act shall be held to apply only to and include notices and substances of bills advertised for the July session of the Alabama Legislature, in year 1915.

H. 1409. To make appropriations for the ordinary expenses for the executive, legislative and judicial departments of the State, for the interest on the public debt, and for the public schools.

H. 1482. To amend sections 541, 543, 544 and 545 of the Code of Alabama.

H. 1599. To authorize the construction of a dam in the Mulberry Fork of the Warrior River at or near Sanders Ferry in Walker county.

REPORT FROM COMMITTEE ON ENROLLED BILLS.

Mr. President:

Your Standing Committee on Enrolled Bills beg leave to report, that said committee in session, have compared the following enrolled bills, with the engrossed and original bills, respectively, and find same correctly enrolled, to-wit.

S. 558. To divide the State of Alabama into judicial circuits, for the circuit courts to be numbered and composed of counties named, fix the times and places for

holding the circuit courts therein and provide for changing the time of holding such courts..

S. 315. To amend section 3317 of the Code of Alabama, 1907, relates to the publication of receipts and disbursements by counties.

S. 506. To provide for the election of a solicitor for each judicial circuit in the State, and fix his compensation, authorize the appointment or election of deputy solicitors and assistant solicitors; prescribe their duties and authority and fix their compensation.

S. 545. To further prescribe and regulate the qualifications, number, designation, duties and powers of the circuit judges of the State and to provide for their election and appointment.

S. 384. To further regulate the relation of landlord and tenant, and contracts of hire with reference to agricultural lands.

S. 819. To require the members of the board of revenue, or county commissioners of Autauga county, to give a bond for the faithful performance of their duties before entering upon the discharge of the same.

S. 902. To provide for the payment of a salary to the State purchasing agent.

S. 390. To appropriate funds for the better equipment and support of the University of Alabama.

S. 648. To reduce the salary of the mayor of Bridgeport, Alabama, to one hundred dollars.

S. 805. To authorize the court of county commissioners of Etowah county to deposit moneys of the county in solvent banks, to provide for security for such deposits and to require the county treasurer to pay warrants therein in favor of such banks in making such deposits.

S. 824. To appropriate the sum of \$330.90 to reimburse certain members of Governor's staff and to relieve certain members of the Governor's staff.

S. 549. To amend section 5364 of the Code of Alabama.

S. 528. To amend sections 5957 and 5960 of the Code (relates to regular terms of supreme and appellate courts).

S. 551. To amend section 3022 of the Code. (Relates to establishing bills of exceptions.)

S. 518. To amend section 5359 of the Code. (Relates to non-jury trials.)

S. 515. To amend section 5346 and repeal section 5347 of the Code of Alabama of 1907.

S. 546. To further regulate the practice and proceedings in the disposition of cases improperly brought as suits in equity or in the improper court, and to prescribe the manner of disposing of suits at law when an equitable question arises therein.

S. 525. To regulate inferior courts in cities having more than thirty-five thousand population according to the last or any subsequent Federal census; to prescribe the jurisdiction of such courts, and provide for the number and compensation of the judges for such courts, and to provide for the appointment and compensation of the clerks and assistant clerks thereof, and to abolish the office of justice of the peace in such cities.

C. H. Miller,
Chairman.

SIGNING OF BILLS.

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the secretary of the Senate, signed the following bills:

S. 558. To divide the State of Alabama into judicial circuits, for the circuits courts to be numbered and composed of counties named, fix the times and places for holding the circuit courts therein and provide for changing the time of holding such courts.

S. 508. To provide for the election of a solicitor for each judicial circuit in the State, and fix his compensation; authorize the appointment or election of deputy solicitors, and assistants; prescribe their duties and authority and fix their compensation.

S. 545. To further prescribe and regulate the qualifications, number, designation, duties and powers of the circuit judges of the State and to provide for their election and appointment.

S. 315. To amend section 3317 of the Code of Alabama, 1907. (Relates to the publication of receipts and disbursements of counties.)

S. 384. To further regulate the relation of landlord and tenant, and contracts of hire with reference to agricultural lands.

S. 819. To require the members of the board of revenue, or county commissioners of Autauga county, to give a bond for the faithful performance of their duties before entering upon the discharge of the same.

S. 902. To provide for the payment of a salary to the State purchasing agent.

S. 390. To appropriate funds for the better equipment and support of the University of Alabama.

S. 648. To reduce the salary of the mayor of Bridgeport, Alabama, to one hundred dollars.

S. 805. To authorize the court of county commissioners of Etowah county to deposit moneys of the county in solvent banks, to provide for security of such deposits and to require the county treasurer to pay warrants therein in favor of such banks in making deposits.

S. 824. To appropriate the sum of \$330.90 to reimburse certain members of Governor's staff and to relieve certain members of Governor's staff.

S. 549. To amend section 5364 of the Code of Alabama.

S. 528. To amend sections 5957 and 5960 of the Code (relates to regular terms of supreme and appellate courts).

S. 551. To amend section 3022 of the Code. (Relates to establishing bills of exceptions.)

S. 518. To amend section 5359 of the Code. (Relates to non-jury trials.)

S. 515. To amend section 5346 and repeal section 5347 of the Code of Alabama of 1907.

S. 546. To further regulate the practice and proceedings in the disposition of cases improperly brought as suits in equity or in the improper court, and to prescribe the manner of disposing of suits at law when an equitable question arises therein.

S. 325. To regulate inferior courts in cities having more than 35,000 population, according to the last or

any subsequent federal census, to prescribe the jurisdiction of such courts, and provide for the number and compensation of the judges for such courts and to provide for the appointment and compensation of the clerks and assistant clerks thereof, and to abolish the office of justice of the peace in such cities.

REPORT OF COMMITTEE ON CONFERENCE.

To the President of the Senate:

The committee on conference on the disagreement of the two Houses on the House substitute to the Senate bill 437, entitled:

A bill to be entitled an act to amend sections four, seven and ten of an act entitled, "An act to provide and create a commission form of government and to authorize the adoption of the same in all cities and towns in the State of Alabama which now are not, or hereafter may not be, within the influence or operation of any other valid legislative enactment authorizing or adopting such form of government; to regulate the selection, and election of commissioners and their terms of office and retention in and recall from office; to provide for the selection of one commissioner as mayor, and the retention in office of certain officials; to fix the powers, duties and compensation of such commissioners; to punish improper conduct in connection with elections and petitions hereunder; to abolish boards of public works, police commissioners, councilmen, aldermen, and certain other city or town officials of such municipalities as adopt the said form of government; and generally to authorize and provide for the creation and maintenance of said commission form of government," approved April 8th, 1911; to provide for initiative and referendum; to provide for the holding of elections in school houses; to provide manner of manner of selecting officers, to provide manner of machines at such elections; to permit the addition of a department of public charities, beg leave to report as follows:

We recommend that there be added to the House substitute to the bill. An additional section, to be numbered 3, said section to be as follows:

"3. That the act approved April 8, 1911, the title to which is set forth in sections one and two hereof, be amended by adding thereto, after section 31, another section which shall be numbered 31-A and shall be as follows: '31-A. Whenever an application shall be presented to the board of commissioners purporting to be signed by electors of the city then duly qualified to the vote in the city, equal in number to at least twenty-five per centum of the entire number of voters who were duly qualified to vote in the last general municipal election held in said city for the purpose of electing a city commissioner, requesting that a certain ordinance, setting out the provisions thereof, be enacted into law by the board of commissioners of said city, it shall then be the duty of said board of commissioners to forthwith examine into the qualifications of the signers of said petition, and if it shall find that said petition does not contain twenty-five per centum in number of the entire number of voters who were duly qualified to vote in the last general municipal election for the purpose of electing a city commissioner it shall within ten days after the receipt of such petition, notify the persons presenting the same in writing of such fact, provided their names and addresses shall have been endorsed on said petition as the presentors of said petition, said presentors not to exceed ten, however, and thereupon the persons presenting the said petition shall have ten days within which to secure additional signers to meet the deficiency pointed out by the said board of commissioners and in case of failure to secure any additional numbers that may be necessary within ten days, no further action shall be taken upon said petition by the said board of commissioners.

If the said board as originally presented is found by said board of commissioners of said city to contain the signatures of electors of the city then duly qualified to vote in the city, equal in number to at least twenty-five per centum of the entire number of voters who were duly qualified to vote in the last general municipal election held in said city for the purpose of electing a city commissioner, or if additional names shall have been secured thereto as hereinabove provided, to bring

the total number of signatures of such voters up to said twenty-five per centum and said petition conforms to the other requirements of this act, then the said board of commissioners of said city shall within thirty days after receipt of said petition consider the said proposed ordinance, and if it fail or refuse to enact said ordinance into law within thirty days after the receipt of said petition, it shall then be the duty of said board of commissioners to submit to a vote of the electors of said city, either at the general election for commissioner of said city or a special municipal election to be held, such election in any case to be not less than sixty days nor more than seventy days from the date of the filing of said petition, the question of whether or not said ordinance shall become law.

Notice of such elections shall be given by publication once a week for three successive weeks in some newspaper, if any, published in said city, and if there be no such newspaper, then by posting notices of said election at five public places in said city at least twenty days before the date fixed for said election, and such election shall be held and the result declared in all respects the same as a general election for a commissioner of said city.

At such election, the ballots shall be substantially in the following form:

‘Official Ballot.’

(Then shall follow a brief statement of the substance of said proposed ordinance.)

() For said ordinance.

() Against said ordinance.”

Those in favor of the enactment of said ordinance into law shall so indicate by placing a cross mark (x) within the brackets before the words “For said ordinance,” and those who are opposed to the enactment of said ordinance into law shall so indicate by placing a cross mark (x) within the brackets before the words “Against said ordinance.” A separate ballot shall be prepared and used for each proposed ordinance. Should a majority of the votes cast in said election be in favor of the enactment into law of said proposed ordinance,

then said ordinance shall become operative three days after the result of said election shall have been declared, but should a majority of the votes cast in said election be against said ordinance, then said proposed ordinance shall not become a law by reason of said procedure.

And we further recommend that the caption to said House substitute be amended by adding at the end thereof the following words: "~~And to amend~~ said act by adding thereto section 31-A; and further recommend that the Senate and House adopt the same.

CONFERENCE REPORT.

On motion of Mr. Hartwell, the Senate concurred in and adopted the foregoing report of the committee of conference on the disagreement of the two Houses on the House amendments to Senate bill 437, the title to which is set out in the foregoing report of the committee of conference.

Yeas, 25; nays, 0.

Yeas:

Messrs.:	Denson	Hollis	Lewis
Arrington	Ellis	Jones	Lusk
Bell	Elrod	Judge	Miller
Brown	Hall	Key	Thach
Bulger	Hartwell	Kline	Wallace
Burns	Higgins	Lee	Winkler
Cooper	Hill		

—25.

Nays, 0.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has concurred in and adopted the conference report on the disagreement of the two Houses to House amendment to:

S. 437. To amend sections 4, 7 and 10 of an act entitled "An act to provide and create a commission form of government and to authorize the adoption of the same in all cities and towns in the State of Alabama, which now are not, or hereafter may not be, within the influ-

ence or operation of any other valid legislative enactment authorizing or adopting such form of government; to regulate the selection, and election of commissioners and their terms of office and retention and recall from office, to provide for the selection of one commissioner as mayor, and the retention in office of certain officials; to fix the powers, duties and compensation of such commissioners; to punish improper conduct in connection with elections and petitions hereunder; to abolish boards of public works, police commissioners, councilmen, aldermen and certain other city and town officials of such municipalities as adopt the said form of government; and generally to authorize and provide for the creation and maintenance of said commission form of government," approved April 8th, 1911; to provide for initiative and referendum; to provide for the holding of elections in school houses; to provide manner of selecting election officers; to provide for use of voting machines at such elections; to permit the addition of a department of public charities.

And returns same herewith to the Senate.

W. F. Herbert,
Clerk.

BILLS ON THIRD READING.

The bill:

H. 164. For the relief of Mrs. S. A. Strickland, the widow of a Confederate soldier, by placing her name upon the pension roll in class two of Confederate pensioners.

Was read a third time at length and passed.

Yeas, 25; nays, 0.

Yeas:

Messrs.:	Elrod	Jones	McCain
Arrington	Faulk	Judge	Price
Bonner	Green	Kline	Thach
Brown	Hall	Lee	Wallace
Bulger	Hartwell	Lewis	Weathers
Denson	Hill	Miller	Winkler
Ellis	Hollis		

—25

Nays, 0.

The bill:

H. 1212. To confer upon the trustees created by an act of 1911, approved April 18, 1911, for the government, regulation and control of the several white normal schools of the State of Alabama, the following additional powers: To acquire and hold the title to real and personal property for the benefit of the several normal schools, each respectively; to exercise the right of eminent domain for the benefit of each such normal school respectively; to sell and convey the property held by the trustees for each such normal school respectively, or by the several normal schools themselves respectively; to borrow money for the benefit of each such schools respectively and pledge as security therefor property held by the trustees for the benefit of such school for which said money was borrowed or held by such school itself.

Was read a third time at length and passed.

Yeas, 20; nays, 10.

Yeas:

Messrs.:	Hall	Key	Price
Arrington	Hartwell	Kline	Thach
Brown	Hollis	Lee	Wallace
Bulger	Holmes	Lewis	Weathers
Easterly	Judge	McCain	Winkler
Green			—20.

Nays:

Messrs.:	Ellis	Jones	Milner
Bell	Elrod	Lusk	Pride
Bonner	Higgins	Miller	—10.

The bill:

H. 1333. To amend sections 1, 5, 7, 12, 13, 16, 18 of an act approved August 26, 1909, entitled An act to regulate the sale, giving away or other disposition of drugs, medicines or poisons in this State, and to provide for the creation of a board of pharmacy for service in connection with such sale, giving away or other disposition.

Was read a third time at length and passed.

Yeas, 24; nays, 2.

Yeas:

Messrs.:	Green	Judge	Price
Arrington	Hartwell	Lee	Pride
Bulger	Higgins	Lewis	Thach
Denson	Hill	Lusk	Wallace
Easterly	Hollis	Miller	Weathers
Ellis	Holmes	McCain	Winkler
Elrod			

—24.

Nays: Messrs. Bell and Hall.—2.

The bill:

H. 1658. To create the office of official reporters for circuits composed of one county and two judges; to provide for their appointment; to prescribe their duties and qualifications; to fix their compensation and provide for the payment of same; and provide for special reporters in certain cases; and to abolish the office of official reporter for courts of record in such circuits.

Was read a third time at length and passed.

Yeas, 27; nays, 0.

Yeas:

Messrs.:	Hall	Judge	Milner
Brown	Hartwell	Key	McCain
Bulger	Higgins	Kline	Price
Denson	Hill	Lee	Pride
Easterly	Hollis	Lewis	Thach
Ellis	Holmes	Lusk	Wallace
Green	Jones	Miller	Weathers

—27.

Nays, 0.

The bill:

H. 1363. To amend section 718 of the printed Code of Alabama of 1907.

Was read a third time at length and passed.

Yeas, 28; nays, 0.

Yeas:

Messrs.:	Bulger	Elrod	Hill
Arrington	Denson	Hall	Holmes
Bell	Easterly	Hartwell	Judge
Brown	Ellis	Higgins	Key

Kline	Miller	Price	Wallace
Lee	Milner	Pride	Weathers
Lewis	McCain	Thach	Winkler
Lusk			—28.

Nays, 0.

The bill:

H. 745. To authorize and direct courts of county commissioners, or boards of revenue, and boards of mayor and aldermen, or city commissioners or other governing bodies of incorporated cities or towns in this State, to pay for advertising notice and substance of local bills introduced in the Legislature for the use and benefit of the said counties, cities or towns, where such notice is ordered published by any representative in the Legislature from the county, and such authorization, and direction to apply to all notices and substance of local bills introduced in the regular session of the Legislature 1915.

Was taken up.

Mr. Judge offered the following amendment to said bill:

Amend House bill 745 as follows: By striking out the word "directed and direct" where said word appears in the bill and caption.

2. By striking out the words where they appear together in the bill the following: "And this authorization and direction shall apply to all notice and substance of local bills introduced in the regular session of the Legislature of 1915."

Which was adopted.

Yeas, 25; nays, 0.

Yeas:

Messrs.:	Ellis	Judge	McCain
Bell	Green	Key	Price
Bulger	Hall	Kline	Pride
Burns	Hartwell	Lewis	Thach
Cooper	Higgins	Lusk	Weathers
Denson	Hill	Miller	Winkler
Easterly	Hollis		—25.

Nays, 0.

Mr. Higgins offered the following amendment to said bill:

Provided, that this shall not apply to the payment for the publication of bills in detail.

Mr. Jones moved to lay said amendment on the table, which motion prevailed, and said amendment was laid on the table.

Mr. Lusk offered the following amendment to said bill:

Amend by striking from the title of the bill the words "Representative in the Legislature from the county," and insert by the county or municipal authorities.

Mr. Elrod moved to lay said amendment on the table, which prevailed, and said amendment was laid on the table.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 19; nays, 5.

Yeas:

Messrs.:	Green	Holmes	Lewis
Arrington	Hall	Jones	McCain
Bulger	Hartwell	Judge	Thach
Denson	Higgins	Key	Weathers
Easterly	Hollis	Kline	Winkler

—19.

Nays:

Messrs.:	Ellis	Miller	Pride
Bonner	Lusk		

—5.

The bill:

H. 1602. To appropriate the sum of \$79.59 to be paid to Eliasberg & Bros. Mercantile Co., a corporation, in payment of debts due said corporation by the State of Alabama, for goods, wares and merchandise sold and delivered by said corporation in 1910 and 1911 to the convict department of the State, and for freight charges advanced by said corporation for the State upon shipment of such goods, wares and merchandise to the said department.

Was taken up.

The committee on Finance and Taxation offered the following amendment to said bill:

Amend House bill 1602, by adding at the end of said bill the following:

"Section..... Provided, however, that the Governor, the attorney general, the State auditor, the State Treasurer and the director of the department or archives and history shall be and constitute a commission whose duty it shall be to ascertain how much is due, and shall make an award in writing to the Governor as to the amount due, and the said Governor shall in writing order the State auditor to draw his warrant upon the State treasurer for the amount ascertained to be due and it shall be the duty of the State treasurer to pay said warrant out of any money in the treasury not otherwise appropriated.

Which was adopted.

Yeas, 30; nays, 0.

Yeas:

Messrs.:	Ellis	Jones	Milner
Arrington	Elrod	Judge	McCain
Bonner	Green	Key	Pride
Brown	Hall	Kline	Thach
Bulger	Hartwell	Lee	Wallace
Burns	Higgins	Lewis	Weathers
Denson	Hill	Lusk	Winkler
Easterly	Holmes	Miller	—30.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 22; nays, 0.

Yeas:

Messrs.:	Green	Judge	Pride
Arrington	Hartwell	Key	Thach
Bulger	Higgins	Lewis	Wallace
Denson	Hill	Lusk	Weathers
Easterly	Hollis	Miller	Winkler
Ellis	Holmes	Milner	—22.

Nays, 0.

The bill:

H. 1059. For organizing the farm boys and girls of Alabama into corn clubs, pig clubs, canning clubs, poultry clubs, and any other kind of farm life clubs for the purpose of encouraging, interesting and instructing the farm boys and girls in better methods of agriculture, home-making, cooking, sewing and gardening; to provide plans for carrying on this work, to make appropriations for these purposes, and to prescribe methods of drawing and spending same.

Was read a third time at length and passed.

Yeas, 28; nays, 1.

Yeas:

Messrs.:	Elrod	Jones	McCain
Arrington	Green	Judge	Price
Bonner	Hall	Key	Pride
Brown	Hartwell	Kline	Thach
Bulger	Higgins	Lee	Wallace
Denson	Hill	Lewis	Weathers
Easterly	Hollis	Lusk	Winkler
Ellis			—28.

Nay: Mr. Miller.—1.

The bill:

H. 1683. To establish a board of revenue for Tuscaloosa county, Alabama, to prescribe its powers and duties, to fix the compensation of its members, to provide for the election of its members, and fix their terms of office, to provide for a clerk and engineer, and to abolish the court of county commissioners, the board of public works and the jury commission of said county.

Was read a third time at length and passed.

Yeas, 26; nays, 0.

Yeas:

Messrs.:	Denson	Hill	Milner
Arrington	Easterly	Holmes	McCain
Bell	Elrod	Judge	Price
Bonner	Green	Key	Pride
Bulger	Hall	Kline	Wallace
Burns	Hartwell	Lewis	Winkler
Cooper	Higgins	Lusk	—26.

Nays, 0.

The bill:

H. 43. To amend sections 838, 839, 840, 841, 842, 844, 845, 846, 847, 848, 849, 850, 851, 852, 853, 854, 855, 856, 857, 863, 868, 877, and 878 of the Code of Alabama, relating to the Alabama insane hospitals.

Was taken up.

The Committee on Finance and Taxation offered the following amendment to said bill:

Amend H. 43 by striking out the last three lines from and including the word "provided."

Which was adopted.

Yeas, 26; nays, 0.

Yeas:

Messrs.:	Ellis	Judge	McCain
Bonner	Elrod	Key	Pride
Brown	Green	Kline	Thach
Bulger	Hall	Lee	Wallace
Cooper	Hartwell	Lewis	Weathers
Denson	Higgins	Lusk	Winkler
Easterly	Hill	Miller	—26.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 23; nays, 0.

Yeas:

Messrs.:	Elrod	Hollis	Milner
Arrington	Green	Key	McCain
Bell	Hall	Kline	Pride
Cooper	Hartwell	Lee	Thach
Denson	Higgins	Lusk	Weathers
Easterly	Hill	Miller	Winkler
			—23.

Nays, 0.

The bill:

H. 389. To create a department of insurance for the State of Alabama; defining the duties and powers of such department; providing for the necessary officers

for such department; defining their duties and powers; and vesting such officers with all the authority now exercised by any other officers pertaining to the insurance business in this State, thereby relieving such other officers of all duties and responsibilities relating or pertaining to the insurance business in the State of Alabama.

Was taken up.

Mr. Winkler made a motion in writing in words and figures as follows:

I move that the following endorsement on H. 389, viz:

"This bill was referred to the Standing Committee of the Senate on Finance and Taxation and was acted upon by such committee, in session, and is by order of the committee returned therefrom with favorable report. This 16th day of September, 1915.

Hartwell, Chairman."

Be expunged from said bill and from the Journal of the Senate for that said bill was not acted upon by such committee, in session, and returned therefrom as required by the Constitution.

Mr. Green moved to lay said motion upon the table, which prevailed, and said motion was laid upon the table.

Yeas, 21; nays, 7.

Yeas:

Messrs.:	Denson	Higgins	Lee
Arrington	Ellis	Hill	Lusk
Bonner	Elrod	Hollis	McCain
Brown	Green	Key	Thach
Bulger	Hall	Kline	Wallace
Cooper	Hartwell		

—21.

Nays:

Messrs.:	Judge	Miller	Weathers
Holmes	Lewis	Milner	Winkler

—7.

Mr. Winkler filed the following protest in writing, which was ordered spread upon the Journal:

"I hereby protest against the engrossment and third reading of H. 389, for the reason that said H. 389 has

been placed on the calendar of the Senate without being acted on by a standing committee of the Senate in session, as required by section 62 of the Constitution of Alabama, which is in words and figures as follows:

"Section 62. No bill shall become a law until it shall have been referred to a standing committee of each house, acted upon by such committee in session, and returned therefrom, which facts shall affirmatively appear upon the Journal of each house."

Mr. Green moved the engrossment and third reading of said bill, which prevailed.

Yeas, 19; nays, 9.

Yeas:

Messrs.:	Ellis	Higgins	Lee
Arrington	Elrod	Hill	Lusk
Brown	Green	Hollis	McCain
Bulger	Hall	Key	Thach
Cooper	Hartwell	Kline	Wallace

—19.

Nays:

Messrs.:	Holmes	Miller	Weathers
Bell	Judge	Milner	Winkler
Denson	Lewis		

—9.

And said bill was read a third time at length and passed.

Yeas, 21; nays, 8.

Yeas:

Messrs.:	Elrod	Hollis	Lewis
Arrington	Green	Jones	Lusk
Brown	Hall	Key	McCain
Bulger	Hartwell	Kline	Thach
Cooper	Higgins	Lee	Wallace
Ellis	Hill		

—21.

Nays:

Messrs.:	Holmes	Miller	Weathers
Bell	Judge	Milner	Winkler
Denson			

—8.

RESOLUTION.

Mr. Hill offered the following resolution:

S. R. 191. Resolved by the Senate, that the chairman of the Committee on Corporations, the chairman of the Committee on Local Legislation, and the chairman of the Committee on Judiciary are each allowed to employ a clerk to perform such duties as may be designated by the chairmen of said committees; that said clerks shall receive the same compensation as other committee clerks are now receiving.

Which was, under a suspension of the rules, adopted.

REPORT OF CONFERENCE COMMITTEE ON S. 533.

To the President of the Senate:

To the Speaker of the House:

We, your Committee on Conference, having under consideration S. 533, a bill to provide for the appointment of official stenographer for each circuit judge in Alabama; to fix their compensation; to define their duties, and to provide for special reporters in certain cases, beg leave to report as follows:

1. That the House recede from all amendments adopted by it.

2. We further recommend that the House amend said bill so as to read as follows, and that the Senate concur therein, to wit:

A bill to be entitled an act to provide for the appointment of an official court reporter by each circuit judge in Alabama; to fix their compensation, define their duties and provide for special reporters in certain cases.

Be it enacted by the Legislature of Alabama:

1. That each of the judges of the circuit court of this State is hereby authorized and directed to appoint a competent shorthand writer to perform the duties of official court reporter of their several circuits not otherwise provided with an official court reporter, but no two or more judges shall appoint the same court reporter; that no person shall be appointed official or special reporter under the provisions of this act who is not able to correctly report in shorthand the proceedings in all trials as the same may occur, and neatly and

expeditiously transcribe on the typewriter testimony taken by him; said official reporter shall be an officer of the court and within his circuit shall have the power to administer oaths and he shall hold office for the term of the judge appointing him but be subject to removal at any time at the pleasure of the judge.

2. It shall be the duty of such official court reporter to attend the sessions of the courts of the circuit of which he is official reporter in person except as herein otherwise provided, and to take full stenographic notes of the oral testimony and proceedings except arguments of counsel, in every case in such courts as the presiding judge shall direct or any party thereto may request to be reported, and must also note the order in which all documentary evidence is introduced; all objections and rulings of the court thereon and exceptions which may be reserved thereto. The original notes taken by such official court reporter shall be preserved by him and shall be treated as a part of the records of said court, and on his retirement from office shall be turned over to the respective clerks of the courts. He shall, when directed by the presiding judge, attend the grand jury in its investigations and take notes of the testimony before it as may be directed by the solicitor or foreman, which notes shall be filed with the clerk of the court where taken; he shall furnish within thirty days or such other time as the judge of the court may prescribe to any party to a cause reported by him demanding the same a typewritten transcript of his notes or any part thereof except proceedings in the grand jury upon the payment of a transcript fee of ten cents for each one hundred words thereof, and for each additional copy to be made at the same time, five cents for each 100 words thereof; that in all cases where directed by the presiding judge such official court reporter shall furnish one typewritten copy of the testimony and proceedings to be filed with the clerk of the court. He shall, also, in every case reported, unless otherwise directed by the court, within the time above provided, file with the clerk a typewritten copy of the oral charge delivered by the judge to the jury on the trial of the cause, no charges to be made for such copy.

3. Should the official reporter herein provided for on account of sickness or other cause, be unable to report the testimony of any trial as provided in this act, the judge of the court shall have authority to appoint a special reporter to serve until the official reporter can resume his duties in such court, the compensation of such special reporter to be the same and paid in like manner as herein provided for official reporters; provided, that in circuits having two judges or more the stenographer appointed shall, when not otherwise engaged in the discharge of his official duties, be subject to the direction of any judge of such circuit, it being the intention and purpose of this provision to avoid the necessity of appointing a special reporter whenever any regular reporter of the circuit is available.

4. That in all cases reported by any official reporter or special reporter, there shall be taxed as a part of the costs of the case a fee of five dollars for each day or fraction thereof that such reporter shall be engaged in reporting a case, to be collected as in other cases, and when collected paid by the clerk into the county treasury of the county in which the case is tried.

5. That such official reporter shall receive a salary of twelve hundred dollars per year, payable in monthly installments by the counties composing the circuit, each county to pay its pro rata of such salary based upon the assessed tax valuation of all property of such county for the preceding year; such payment to be made on certificates issued by the judge of the court in favor of such official reporter for the respective amounts due by the several counties each month, the same to be paid by the treasurer of each county out of the general funds thereof on presentation in the same manner as juror's certificates are now paid.

6. That before any official or special reporter shall enter upon the duties of his office he must subscribe to an oath to support the Constitution and laws of the State of Alabama and to faithfully perform all the duties of such office.

7. That all stationery and supplies to be used by such official or special reporters in their capacity as such shall be furnished and paid for by the county or coun-

ties composing the respective circuits in the manner provided for the payment of the salaries of such official and special reporters on requisition signed and approved by the judge of the court.

8. Any official or special reporter who charges more than the fees herein specified for making any transcript, shall be guilty of a misdemeanor, and upon such fact being made known to the judge appointing such official or special reporter shall be promptly removed.

9. In circuits having three circuit judges, each judge shall appoint one competent court reporter, each of such court reporters shall receive a salary of \$175.00 per month, to be paid by the county as provided for in this act as to other counties, and each and every provision of this act not in conflict with this section shall apply to such reporters. This salary shall be the only compensation to which such reporters shall be entitled to receive for any and all services rendered by this act. The fees to which said reporters would be entitled shall be charged by the clerk or register of the court and shall be collected by him and paid into the treasury of the county. The idea and intention hereof being to pay such reporter said salary and have the fees allowed herein charged and collected by the clerk or register and paid into the county treasury.

10. In judicial circuits having more than five judges, the judge or judges of criminal divisions of such courts are hereby authorized to each appoint and designate a competent court reporter to report the proceedings of any case pending in their respective divisions, when the presiding judge of such division shall deem it necessary or proper to have such cause reported. The reporter so designated shall receive \$5.00 per day for his services while actually engaged in reporting the proceedings and shall receive ten cents per 100 words for the transcript when the judge or solicitor desires a copy of such transcript; said amounts to be paid out of the county treasury upon the certificate of the judge that the amount is correct.

11. That this act shall not apply to circuits composed of one county having two judges.

12. That if any paragraph, provision or section of this act shall be held or declared to be invalid or un-

constitutional, same shall not affect any other paragraph, provision or section.

12½. That this act shall not apply to circuits having five or more judges except as to special reporters as provided for in section 10 of this act.

13. That all laws in conflict with the provisions of this act shall be expressly repealed.

14. That this act shall become effective on the first Monday after the second Tuesday in January, 1917.

And that the House adopt and the Senate concur in the foregoing amendments.

Respectfully submitted,

J. A. Lusk,
Alto V. Lee,
J. M. Bonner,
W. W. Hill,
Thos. J. Judge,

Committee on the part of the Senate.

W. C. Davis,
H. P. Merritt,
A. M. Tunstall,
A. B. Brindley,
W. S. Welch,

Committee on the part of the House.

CONFERENCE REPORT.

On motion of Mr. Lusk the Senate concurred in and adopted the report of the Committee of Conference on the disagreement of the two Houses on the House amendments to S. 533, the title to which is set out in the foregoing report of the Committee of Conference.

Yeas, 24; nays, 0.

Yeas:

Messrs.:	Hall	Key	Price
Arrington	Hartwell	Kline	Pride
Bulger	Hill	Lusk	Thach
Cooper	Hollis	Miller	Wallace
Easterly	Holmes	Milner	Weathers
Ellis	Judge	McCain	Winkler
Elrod			

—24.

Nays, 0.

REPORT OF COMMITTEE OF CONFERENCE ON S. 494.

To the President of the Senate:

To the Speaker of the House:

Your Committee of Conference having under consideration the disagreement of the Senate and House of Representatives as to S. 494, in conference, beg leave to report and recommend:

1. That the House do recede from all amendments adopted by it. And that the House adopt and the Senate concur in the following amendments:

2. That the title of said bill be amended by striking out the following words, to wit: "For the appointment of jury commissioners," and inserting in lieu thereof the following words: "Who shall be the jury commissioners."

3. Amend section 1 by striking out the second paragraph of said section of the engrossed bill beginning with the words "that the court of county commissioners" and ending with the words "as prescribed by this act," and inserting in lieu thereof the following words: "That the judge of probate and the sheriff and the clerk of the circuit court for their respective counties in the several counties of the State of Alabama be and they are hereby constituted a jury commission for their respective counties, and shall have and exercise all of the authority, powers and rights herein given to said jury commission for each of their respective counties. That the jury commission in counties having more than two hundred thousand population according to the last Federal census or any future Federal census shall have the power and authority to elect a clerk of such commission who shall be paid an annual salary of not exceeding eighteen hundred dollars as may be ordered by said commission, to be paid by warrant drawn on the treasurer of such county and signed by the probate judge as president of said jury commission; that in all counties having more than seventy-five thousand and less than one hundred and fifty thousand population according to the last Federal census or any future Federal census, shall have a clerk to be elected by said jury commission whose annual salary shall be not more

than seven hundred and fifty dollars, to be paid in equal monthly installments by warrant drawn on the county treasurer to be signed by the judge of probate as president of the said jury commission.

4. Amend section 2 of said bill by striking out the word "not," where it appears in line 3 of said section, and inserting in lieu thereof the word "or."

5. Amend section 3 of said bill by striking out of said section the words: "Who is a householder or freeholder in the county."

6. Amend section 4 by striking out the words "railroad conductors, engineers," and inserting in lieu thereof the words: "Rural mail carriers, justices of the peace, constables and deputy constables."

Amend said section further by inserting after the words "drug store," the words "licensed embalmers, undertakers and public millers."

Amend said bill further by adding section 5½ between sections 5 and 6:

5½. It shall be the duty of every person and of every officer and agent of a corporation, and of every person, partnership, company or association on whom demand, in writing, is made by the said jury commission or any member thereof, or by the clerk of the commission, to furnish and deliver to said clerk or to said commission or said commissioner, within five days after said demand is made, a written or printed list of the names of all male employees of said corporation, company, partnership, association or person over the age of twenty-one years in its or their employ at the time such demand was made, which list shall contain a statement showing the occupation and address, including the street number where in towns having numbered streets and where in other places than a town having numbered streets, their post office address and other designation of place of residence, if known, of each person whose name appears on said list, which list shall be signed by the person making the same or having knowledge of its correctness, and sworn to before an officer authorized to administer oaths under the laws of the State of Alabama. A failure to comply with the provisions of this act shall be a misdemeanor.

7. Amend said bill by striking out of section 19 the following words, to wit: "Of more than forty thousand inhabitants according to the last Federal census or any subsequent Federal census."

Amend said bill further by striking out of section 24 the following words: "as herein provided." And also by striking out of said section the words: "Not less than eighteen nor more than."

Amend said bill further by striking out all of section 34 and inserting in lieu thereof the following:

Sec. 34. Every judge in this State, anything in this act to the contrary notwithstanding, may by order entered on the minutes of the court, draw, have summoned and organize grand and petit jurors of every character for the court or division over which he presides, whenever and in such manner as he may deem proper for prompt and efficient administration of justice; provided, however, he shall draw such jurors from the regular jury box in the manner required by this act; and provided further, that the provisions of this section shall not become effective in any county having more than two judges of the same jurisdiction until an order authorizing the method of drawing, summoning and empanelling of juries as herein provided shall have been made and signed by a majority of such judges and spread on the minutes of the court or courts in which such jurors are to serve.

8. Amend said bill further by inserting at the end of said bill the following:

Sec. 51. Every clerk of the said jury commission before entering upon the discharge of his duties as such must take the oath as prescribed in section 279 of the Constitution of the State of Alabama, which oath shall be filed and recorded in the office of the judge of probate, and each of the jury commissioners and clerks shall take and subscribe the following oath, which shall likewise be recorded in the office of the judge of probate and which shall be in the following form:

"State of Alabama, County of..... I do hereby solemnly swear (or affirm) that I will faithfully perform all of the duties of the office of jury commissioner (or clerk of the jury commission) upon which

I am entering; that I will not place, permit or cause to be placed in the jury box the name of any person who does not possess all the qualifications prescribed by law of a juror, and that I will not leave out, permit or cause to be left out of the jury box, the name of any person who possesses all the qualifications required by law of a juror. So help me God."

9. Amend said bill further by adding section 52:

Sec. 52. The jury commission may at any time discharge the clerk of said commission and employ another.

And that the House adopt and the Senate concur in the foregoing amendments.

Respectfully submitted,

J. A. Lusk,
Alto V. Lee,
J. M. Bonner,
Thos. J. Judge,
W. W. Hill,

Committee on the part of the Senate.

W. C. Davis,
H. P. Merritt,
A. M. Tunstall,
A. B. Brindley,
W. S. Welch,

Committee on the part of the House.

CONFERENCE REPORT.

On motion of Mr. Lusk, the Senate concurred in and adopted the foregoing report of the Committee of Conference on the disagreement of the two Houses on the House amendments to S. 494, as set forth in the foregoing report.

Yeas, 21; nays, 6.

Yeas:

Messrs.:	Ellis	Holmes	Lusk
Arrington	Green	Judge	Price
Bonner	Hall	Kline	Pride
Bulger	Hartwell	Lee	Weathers
Burns	Hill	Lewis	Winkler
Cooper	Hollis		

—21.

Nays:

Messrs.:	Higgins	Milner	Wallace	
Brown	Key	Thach		—6.

To the Speaker of the House and President of the Senate:

We, your Conference Committee, appointed by the Senate and House respectively on the disagreement of the two Houses on the House amendments to S. 489, beg leave to report as follows:

We recommend that the House recede from all amendments to said bill and suggest and recommend that the House adopt the following amendments, and the Senate concur therein, to wit:

Amend S. 489 by striking out the words and figures "seventy-five thousand (75,000)," wherever they occur in the title or in section one of said bill, and by inserting in lieu thereof the words and figures "fifty thousand (50,000)."

Amend S. 489 by adding thereto section nine, as follows:

Sec. 9. (1) For every conviction for a misdemeanor in the county courts or inferior courts there shall be taxed and collected as a part of the costs and paid into the county treasury the same solicitor's fee provided for convictions in such cases in the circuit court whether such judgment be paid in the county court or on appeal to the circuit court.

(2) Also that in counties having a population of less than fifteen thousand according to the last or any subsequent Federal census in which there is a city or town other than where the court house is situated having a population of more than one thousand, according to the last or any subsequent Federal census, the judge of the county court may hold regular and special terms of such court in such city or town whenever in his opinion the public convenience will be thereby subserved.

(3) That in all counties having a population of more than twenty-six thousand and less than twenty-six thousand one hundred, according to the last United States census or any subsequent census, the judges of probate thereof shall be ex-officio judge of said court, and

shall be paid out of the county treasury an annual salary in equal installments of nine hundred (\$900.00) dollars, which shall be in lieu of all fees and compensations allowed by law to such court or judge for services rendered in and about such court; the payment of such salary to be by warrant of such judge drawn on the treasurer of the county on the first of each month.

That the circuit clerk of counties mentioned in this subdivision shall be ex-officio clerk of said court, and shall receive for his services therein the same fees as provided by law for similar services in the circuit court to be taxed as costs in each case.

D. C. Blackwell,
John W. Lapsley,
House Conference Committee.
J. C. Milner,
W. W. Wallace,
H. C. Thach,
Senate Conference Committee.

CONFERENCE REPORT.

On motion of Mr. Milner, the Senate concurred in and adopted the report of the Committee of Conference on the disagreement of the two Houses on the House amendments to S. 489, as set forth in the foregoing report of said Conference Committee.

Yeas, 24; nays, 0.

Yeast:			
Messrs.:	Hall	Kline	McCain
Brown	Hartwell	Lee	Price
Bulger	Higgins	Lewis	Pride
Cooper	Hill	Lusk	Thach
Ellis	Holmes	Miller	Wallace
Elrod	Key	Milner	Weathers
Green			

—24

Nays, 0.

MESSAGE FROM THE GOVERNOR.

To the Senate:

I am herewith returning to you S. 697, without my approval for the following reasons:

I recognize the importance of the Institution and the necessity for the appropriation and we are all proud of the great work that is being done by the school, and that where we have schools of this kind, we should utilize the plants constantly, without closing them during the summer months, and this action on my part is taken with great hesitancy and regret, but I am of the opinion that the condition of the treasury is not such as will warrant the expenditure of this additional money at this time, nor do I think the condition of the treasury will be such during this administration, and for these reasons, I am herewith returning you the above bill, with my veto.

Chas. Henderson,
Governor.

GOVERNOR'S MESSAGE.

On motion of Mr. Wallace, the Senate refused to reconsider and pass:

S. 697. To provide for the support and maintenance of the summer school for Alabama Girls Technical Institute at Montevallo, Alabama.

The Governor's veto to the contrary notwithstanding.
Yeas, 1; nays, 29.

Yea: Mr. Holmes.—1.

Nays:			
Messrs.:	Easterly	Judge	Milner
Arrington	Ellis	Key	McCain
Bell	Elrod	Kline	Price
Bonner	Green	Lee	Pride
Bulger	Hall	Lewis	Thach
Burns	Higgins	Lusk	Weathers
Cooper	Hollis	Miller	Winkler
Denson	Jones		

—29.

BILLS ON THIRD READING RESUMED.

The bill:

H. 1172. For the relief of Cora Dickinson of Jefferson county, Alabama, for the death of her husband, Robert F. Dickinson, who was killed by falling rock in

Lucile mine, in Bibb county, Alabama, on the 26th day of May, 1913, while in the employment of the State of Alabama.

Was taken up.

The Committee on Finance and Taxation offered the following amendment to said bill;

Amend H. 1172 by adding at the end of said bill the following:

"Sec. 3. Provided, however, that the Governor, the attorney general, the State auditor, the State treasurer and the director of the department of archives and history shall be and constitute a commission whose duty it shall be to ascertain how much is due, and shall make an award in writing to the Governor as to the amount so due, and the said Governor shall in writing order the State auditor to draw his warrant upon the State treasurer for the amount ascertained to be due, and it shall be the duty of the State treasurer to pay said warrant out of any money in the treasury not otherwise appropriated."

Which was adopted.

Yeas, 25; nays, 0.

Yeas:

Messrs.:	Ellis	Jones	Milner
Arrington	Elrod	Judge	Price
Bonner	Green	Key	Pride
Brown	Hartwell	Lee	Thach
Burns	Higgins	Lusk	Weathers
Denson	Hill	Miller	Winkler
Easterly	Hollis		

—25.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 16; nays, 12.

Yeas:

Messrs.:	Burns	Hartwell	Holmes
Arrington	Denson	Higgins	Judge
Bell	Elrod	Hill	Kline
Brown	Hall	Hollis	Wallace
Bulger			

—16.

Nays:

Messrs.:	Key	Lusk	Thach
Cooper	Lee	Miller	Weathers
Ellis	Lewis	Milner	Winkler
Green			—12.

The bill:

H. 1195. To provide for the settlement and registration of land titles in Etowah county, Alabama, prescribe the courts where this may be done, the method of procedure therein, the effect of decrees and judgments relating thereto, the method of registration and transfer of lands after the registration of titles thereto, the appointment of examiners of title, their term of office, duties and compensation, the ascertainment of the amount of incumbrances on lands in such suits, the method of service of notice of such proceedings on all persons interested, and the effect of such service.

Was read a third time at length and passed.

Yeas, 28; nays, 0.

Yeas:

Messrs.:	Ellis	Holmes	Miller
Bell	Green	Judge	Milner
Bonner	Hall	Key	McCain
Bulger	Hartwell	Kline	Pride
Burns	Higgins	Lee	Wallace
Cooper	Hill	Lewis	Weathers
Denson	Hollis	Lusk	Winkler
Easterly			—28.

Nays, 0.

MOTION.

Mr. Lusk moved that when the Senate adjourn at 1 o'clock that it reconvene at 2 o'clock, and that from 2 to 3 the call of districts for local bills.

Which motion prevailed.

BILLS ON THIRD READING RESUMED.

The bill:

H. 1126. To provide for the inspection and supervision of slaughter houses, meat markets, meat, meat food

products, dairies and dairy products; to provide for securing reliable statistics upon home production of meat and meat food supplies, milk and milk product supplies; providing penalties for violation of this act and for other purposes.

Was taken up.

Mr. Judge moved that said bill be indefinitely postponed, which motion was lost, and the Senate refused to indefinitely postpone said bill:

Mr. Judge then offered the following amendment to said bill:

Amend by adding: "Provided, that this act shall not be so construed as to interfere with or repeal any ordinance of any municipality, providing for the inspection of any of the articles or commodities herein named."

Mr. Lee moved to indefinitely postpone said bill and amendment.

Mr. Pride moved to lay the motion made by Mr. Lee upon the table, and the motion to table was lost.

Mr. Lee's motion to indefinitely postpone the bill and amendment then prevailed, and said bill and amendment were indefinitely postponed.

The bill:

H. 1624. To provide relief for solicitors of courts of record, other than circuit solicitors, who have been prevented from performing the duties of their offices through illness or physical infirmities; to authorize and empower the boards of county commissioners or county boards of revenue to pay such salaries where the same have not heretofore been paid.

Was read a third time at length and passed.

Yeas, 25; nays, 1.

Yeas:

Messrs.:	Ellis	Judge	Milner
Arrington	Green	Key	Price
Bell	Hall	Kline	Pride
Bonner	Higgins	Lee	Thach
Brown	Hill	Lewis	Wallace
Bulger	Hollis	Miller	Weathers
Denson	Jones		

—25.

Nay: Mr. Elrod.—1.

The bill:

H. 1131. To make it unlawful for any municipality to charge the farmers or others engaged in the production of farm products of whatever nature, any license or fee for the sale or other disposition of said articles produced by them, at any place.

Was read a third time at length and passed.

Yeas, 21; nays, 0.

Yeas:

Messrs.:	Denson	Key	Price
Arrington	Ellis	Kline	Pride
Bonner	Elrod	Lewis	Wallace
Brown	Hall	Lusk	Weathers
Bulger	Higgins	Miller	Pride
Burns	Judge		

—21.

Nays, 0.

INDEFINITE POSTPONEMENT OF BILL.

Mr. Lusk moved that:

H. 1537. To appropriate eight thousand dollars annually for the support and maintenance of the agricultural and mechanical college for negroes at Normal, Alabama.

Be indefinitely postponed.

Mr. Denson moved to table the motion made by Mr. Lusk, which motion was lost, and the motion made by Mr. Lusk then prevailed, and said bill was indefinitely postponed.

BILLS ON THIRD READING RESUMED.

H. 62. To define, regulate and control the business of the making of loans or advancements of money in sums of two hundred dollars or less in amount, and to regulate the assignment of wages and salary, when given for such loans or advancements, and to punish acts in violation of the provisions hereof.

Was taken up.

The Committee on Judiciary offered the following substitute to said bill:

Substitute to H. 62:

A BILL

To be entitled an act to further define, regulate and control the business of the making of loans or advancements of money, goods, things in action, or contracts of any kind or character and to prescribe the rate of interest and penalties for the violation of the provisions of this act.

Be it enacted by the Legislature of Alabama:

Section 1. That all contracts for the payment of interest upon the loan or forbearance of money, goods, things in action or upon any contract whatever at a higher rate of interest or charge than twenty per cent. per annum that is twenty dollars upon one hundred dollars for one year and at that rate for a greater or less sum, or for a longer or shorter time shall be null and void both as to principle and interest.

Sec. 2. If a loan to which the provisions of this act apply is secured by a mortgage or pledge of personal property or by an assignment of unearned wages or a salary, the mortgage or pledge shall be discharged, the pledge restored, or the assignment released, upon the payment or tender of the amount legally due under the provisions of this act, and such payment or tender may be made by the debtor or any person duly authorized by him, or by any person having an interest in the property mortgaged or pledged or in the wages assigned shall be liable in an action of tort to the borrower for all damages thereby sustained by him.

Sec. 3. Every loan in violation of this act shall be absolutely null and void and the borrower shall be entitled to recover from the lender any or all sums paid or returned on account of or in connection with the said loan.

Sec. 4. Nothing herein contained shall be construed as repealing or affecting chapter 101, or any section thereof, of the Code of 1907, in so far as the provisions of this act do not conflict with any of the provisions of the said chapter; but it is the purpose and intent of this act to make all contracts for the loan of money or

the forbearance of any debt at a higher rate of interest than twenty per cent. per annum absolutely void as to principle and interest, and to make void all mortgages, pledges, orders, deposit of securities, collateral securities, transfers of debts, accounts, wages, salaries, or other methods of securing said loans or indebtedness absolutely void.

Sec. 5. Should any part or parts of this act be held invalid, such invalidity shall not affect the remainder thereof.

Sec. 6. All laws and parts of laws, local, general or special, inconsistent with the provisions of this act, are hereby repealed.

Sec. 7. This act shall take effect January 1st, after its passage; provided, that nothing herein contained shall prevent a sale of wages already earned.

Mr. Milner moved to indefinitely postpone the bill and substitute.

Mr. Kline moved to table this motion, which was lost, and the Senate refused to table said bill and substitute.

Yeas, 14; nays, 16.

Yeas:

Messrs.:	Ellis	Kline	McCain
Bonner	Higgins	Lee	Wallace
Brown	Holmes	Lewis	Weathers
Burns	Jones	Lusk	—14.

Nays:

Messrs.:	Green	Judge	Price
Arrington	Hall	Key	Thach
Bulger	Hartwell	Miller	Wallace
Cooper	Hill	Milner	Winkler
Elrod	Hollis		—16.

Mr. Milner's motion to indefinitely postpone said bill and substitute was then lost.

Yeas, 16; nays, 16.

Yeas:

Messrs.:	Burns	Elrod	Hill
Arrington	Cooper	Green	Hollis

Judge	Milner	Pride	Wallace
Key	Price	Thach	Winkler
Miller			—16.

Nays:

Messrs.:	Easterly	Holmes	Lewis
Bell	Ellis	Jones	Lusk
Bonner	Hartwell	Kline	McCain
Brown	Higgins	Lee	Weathers
Bulger			—16.

The above vote being a tie, the President of the Senate voted "nay."

Mr. Bonner offered the following amendment to said substitute:

Amend the bill by adding thereto the following section:

Sec. 8. The lender shall furnish the borrower at the time of his loan a statement showing in clear and distinct terms the amount of the loan and the date when loaned and when due, the person to whom the loan is made, the name of the lender and the amount of interest charged. The lender shall give the borrower a plain and complete receipt for all payments made on account of the loan at the time such payments are made.

Which was lost.

Yeas, 11; nays, 18.

Yeas:

Messrs.:	Bulger	Holmes	Key
Bonner	Cooper	Jones	Kline
Brown	Higgins	Judge	Winkler
			—11.

Nays:

Messrs.:	Elrod	Lee	McCain
Arrington	Green	Lewis	Price
Burns	Hall	Lusk	Pride
Easterly	Hill	Miller	Weathers
Ellis	Hollis	Milner	—18.

Mr. Bonner offered the further amendment to said substitute:

Amend the bill by adding thereto the following section:

Sec. 8. The violation of any provision of this act shall constitute a misdemeanor punishable by a fine of not less than five nor more than fifty dollars.

Mr. Lusk moved to lay said amendment on the table, which prevailed, and said amendment was laid upon the table.

Yeas, 18; nays, 10.

Yeas:

Messrs.:	Ellis	Hollis	McCain
Bulger	Green	Judge	Price
Burns	Hall	Lewis	Thach
Cooper	Hartwell	Lusk	Weathers
Easterly	Hill	Miller	—18.

Nays:

Messrs.:	Brown	Jones	Lee
Arrington	Higgins	Key	Winkler
Bonner	Holmes	Kline	—10.

And said substitute offered by the committee on Judiciary was then adopted.

Yeas, 20; nays, 9.

Yeas:

Messrs.:	Ellis	Jones	Lusk
Bonner	Hartwell	Judge	McCain
Brown	Higgins	Kline	Wallace
Bulger	Hill	Lee	Weathers
Cooper	Holmes	Lewis	Winkler
Easterly			—20.

Nays:

Messrs.:	Green	Miller	Price
Bell	Hall	Milner	Thach
Elrod	Key		—9.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 19; nays, 15.

Yeas:

Messrs.:	Denson	Hollis	Lewis
Bell	Easterly	Holmes	Lusk
Bonner	Ellis	Jones	McCain
Brown	Hartwell	Kline	Wallace
Bulger	Higgins	Lee	Weathers

—19.

Nays:

Messrs.:	Elrod	Judge	Price
Arrington	Green	Key	Pride
Burns	Hall	Miller	Thach
Cooper	Hill	Milner	Winkler

—15.

MESSAGE FROM THE HOUSE.

Mr. President:

The House concurred in and adopted the Senate amendment to the following House bill:

H. 1172. For the relief of Cora Dickerson, of Jefferson county, Alabama, for the death of her husband, Robert F. Dickerson, who was killed by falling rock in Lucile mine, Bibb county, Alabama, on the 26th day of May, 1913, while in the employment of the State of Alabama.

W. F. Herbert,
Clerk.

September 30, 1915.

Mr. Speaker:

I am directed by the Governor to deliver to the House a message in writing, together with H. 1056.

Respectfully,
W. E. Henderson,
Private Secretary.

MESSAGE FROM THE HOUSE.

The House has received the following communication from His Excellency, the Governor, proposing an amendment to the following House bill:

H. 1056. In relation to the Alabama Home of Refuge, a State training school for white girls, and to further regulate and provide for its powers, government, enlargement and relocation; providing for change of name

and authorizing judges of municipal courts or recorders of towns and cities to commit girls thereto; regulating the formation of the board of managers, and the filling of vacancies in the board; making an appropriation for suitable grounds or land, and for the erection thereon, and equipping suitable and adequate buildings for said training school; authorizing the sale or exchange of present property of the institution, and the use of the proceeds; making it unlawful to induce, assist or otherwise cause any girl to leave the school, without the consent of the superintendent or officer in charge or to escape therefrom, and providing penalties.

The House has concurred in and adopted the above amendment proposed by His Excellency, the Governor.

Yeas, 61; nays, 2.

W. F. Herbert,
Clerk.

To the House of Representatives:

I am returning to you herewith H. 1056, without my approval as it was passed, but with amendment, which, if adopted the bill will meet my approval, and in doing so, I desire to give you the following reasons:

This institution is designed and is, in a measure, meeting a long felt demand in this State, and was created by the last Legislature with a very small allowance, and the services rendered to the State through this institution have more than justified the expenditures then made and provided for, which is now realized to be entirely inadequate for the work that is being done.

This institution is in line with the industrial development as well as the protection and upbuilding of the morals of the State, and as rapidly as the condition of the treasury will permit, the State should foster it to the end that it will meet the full requirements of such an institution, but unfortunately, at this time, it is my opinion that we should not make an unconditional appropriation, but that the appropriation should be made, placing in the sound discretion of the Governor, the power to use the money whenever the condition of the treasury will permit.

Amend the bill by adding thereto section 9, which shall read as follows:

"Sec. 9. Provided, however, that the appropriations provided for in this bill shall not be paid until such time as, in the opinion of the Governor, the condition of the treasury will permit, to be evidenced by the certificate of the Governor filed with the auditor to that effect."

Chas. Henderson,
Governor.

HOUSE AND GOVERNOR'S MESSAGE.

On motion of Mr. Judge, the Senate concurred in and adopted the amendment proposed by His Excellency, the Governor, to H. 1056, the title of which is set out in the foregoing message from the House, and said proposed amendment is set out in the foregoing message from His Excellency, the Governor.

Yeas, 26; nays, 0.

Yeas:

Messrs.:	Green	Key	McCain
Arrington	Hall	Kline	Price
Brown	Hartwell	Lee	Pride
Bulger	Higgins	Lewis	Thach
Burns	Hollis	Lusk	Weathers
Ellis	Holmes	Miller	Winkler
Elrod	Judge	Milner	—26.

Nays, 0.

Which was a majority of the whole number elected to the Senate.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has received the following communications from His Excellency, the Governor, proposing an amendment to H. 1283:

H. 1283. To provide pensions for soldiers and sailors in the service of the State of Alabama, and to their widows and for soldiers and sailors in the army or navy of the Confederate States of America, and to their widows and for the regulation of the payment thereof.

And the House has concurred in and adopted the amendment proposed by His Excellency, the Governor, to the bill, H. 1283.

Yeas, 62; nays, 0.

Which was a majority of all the members elected to the House of Representatives.

W. F. Herbert,
Clerk.

To the House of Representatives:

I am herewith returning to you H. 1283 without my approval, but with amendments thereto, which, if adopted, will meet my approval.

The effect of the amendments submitted is to place the administration of these laws in the hands of a commission, serving without additional pay, composed of the director of the department of archives and history, the attorney general and the chief examiner of public accounts, and simply requiring of the probate judge the receiving and forwarding of applications for pensions, so that they may be passed upon by the board, without recommendation, either one way or the other, from the probate judge.

These amendments meet with the approval of the friends of the measure and of those who are interested in the pensioners provided for therein.

I therefore suggest the following amendments:

Amend section 1 so as to read as follows:

Section 1. That the director of archives and history, the attorney general and the chief examiner of public accounts, ex-officio, are constituted and appointed a board of Confederate pension commissioners in and for the State of Alabama, whose duty it shall be to have full control and supervision of all pensions allowed by law to soldiers or sailors in the service of the State of Alabama and to their widows, and to the soldiers or sailors in the army or navy of the Confederate States of America and to their widows, and to do and perform any and all acts whatsoever, and to have all such powers as are necessary to the full execution of this act. The said board shall have authority to establish and promulgate any rules and regulations and to prepare and publish all necessary blanks, forms, circulars and

such other literature as may be necessary to carry out the provisions not provided for specifically herein."

That section 2 of said act be amended so as to read as follows:

"Sec. 2. That the State auditor is authorized and directed to appoint a pension clerk who shall act as secretary to said board of Confederate pension commissioners and shall perform such duties incident to the department as may be required by its rules and draw all warrants required thereby under the direction of the State auditor. He shall receive a salary of \$1,500 per annum, payable monthly, out of the pension fund, and a continuing appropriation is hereby made out of such fund to pay such salary. That that portion of section 602 of the Political Code of 1907, reading as follows: 'For additional clerical assistance in that office there is appropriated annually the sum of \$1,200 or so much thereof as may be necessary,' be and the same is hereby repealed.

Amend section 8 by striking out the words "State auditor," where they occur and inserting in lieu thereof the words: "To the pension commissioners."

Amend section 9 so that same shall read as follows: "Sec. 9. All applications filed with the probate judge shall be immediately forwarded by him, together with all papers or evidence pertaining thereto, to the pension board at the State capitol, for their immediate and careful consideration. For such services the judge of probate shall receive fifty cents for each application; provided, that he shall not receive compensation for more than one application for any applicant in any one year, which amount shall be paid out of the county treasury."

Amend section 10 so that the same shall read as follows:

"Sec. 10. All beneficiaries under this chapter whether soldiers or sailors who are over eighty years of age, or totally blind, or who have lost two limbs, or the entire use thereof shall be classed No. 1. Those who have lost a leg or foot or arm or hand or the entire use thereof, or are over seventy years of age, shall be classed No. 2. All others who are entitled to a pension

under this article shall be classed No. 3. The pension commissioners shall upon application properly certified and proved, transfer an applicant from any of the lower classes to a higher class when, after examination, they find his or her increased disabilities or age entitles them to such transfer. Each class shall participate in the division of the pension fund in the proportion hereinafter provided. The pension commissioners shall from time to time readjust and reclassify the beneficiaries under this act whenever the same should be done by reason of the advancing age of the beneficiaries without formal application being made therefor."

Amend section 11 by striking out the word "auditor," wherever it occurs and inserting in lieu thereof, "the pension commission."

Amend section 13 by striking out the words "State auditor," and inserting in lieu thereof the word "pension commission."

Amend section 14 by striking out the words "after completing," occurring in the first sentence of said section, and inserting in lieu thereof the words, "after completion of."

Amend section 17 by making same read as follows:

"Sec. 17. That the sum of \$500 is hereby appropriated annually out of the pension fund for the use of the auditor for the employment of clerical assistance, and other necessary expense which may arise in carrying out the provisions of this act."

Amend section 19 by striking out the words "State auditor," wherever they occur, and inserting in lieu thereof the words "pension commission."

Amend section 21 by striking out the words "State auditor," wherever they occur, and inserting in lieu thereof the words, "pension commission."

Amend section 22 by striking out where they occur after the words "rejection," "by the State auditor."

Amend section 29 by striking out the words "State auditor," where they appear, and inserting in lieu thereof the words, "pension commission."

Amend section 31 by striking out the same, and inserting in lieu thereof the following:

"Sec. 31. That it shall be the duty of the pension commissioners to consider all applications for pensions as well as all applications for reinstatement or restoration to the pension rolls which may have been made to previously existing county boards and which may not have been disposed at the date this act goes into effect. After the approval of this act the execution of all pension laws shall devolve upon the pension commission as hereinbefore constituted as a board and by the probate judges as hereinabove provided."

Chas. Henderson,
Governor.

HOUSE AND GOVERNOR'S MESSAGE.

On motion of Mr. Ellis, the Senate concurred in and adopted the amendment proposed by His Excellency, the Governor, to H. 1283, the title to which is set out in the foregoing message from the House, and said proposed amendment is set out in the foregoing message from His Excellency, the Governor.

Yeas, 27; nays, 0.

Yeas:

Messrs.:	Green	Judge	Milner
Brown	Hall	Key	McCain
Bulger	Hartwell	Kline	Price
Burns	Higgins	Lee	Pride
Easterly	Hill	Lewis	Thach
Ellis	Hollis	Lusk	Weathers
Elrod	Holmes	Miller	Winkler

—27.

Nays, 0.

Which was a majority of the whole number elected to the Senate.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has concurred in and adopted the conference report on the disagreement of the two Houses on the House amendment to:

S. 489. To re-establish the county courts which are provided for in article three (3) of chapter one hundred and ninety-eight (198) of the Code of Alabama in all counties wherein the same have heretofore been abolished, except in counties having a population of seventy-five thousand (75,000) or more according to the last preceding Federal census, and to define the power, jurisdiction and duty of all the county courts which are hereby re-established and of all the county courts which are provided for by article three (3) of chapter one hundred and ninety-eight (198) of the Code of Alabama, and to prescribe the manner in which prosecutions for misdemeanors shall be begun, tried and determined therein and appeals taken therefrom, and to transfer all indictments pending in any county court to the circuit court of the county where found for trial therein, and to repeal all laws, whether local, general or special, in conflict with the provisions of this act.

Also,

S. 533. To provide for the appointment of an official court reporter by each circuit judge in Alabama; to fix their compensation; define their duties; and provide for special reporters in certain cases.

Also,

S. 494. To prescribe the qualifications of jurors and regulate the selection, drawing and summoning of jurors; to prescribe the qualifications of and provide who shall be the jury commissioners and clerks of commissions and to regulate the empaneling of grand and petit juries in all of the courts of this State.

And sends same herewith to the Senate.

W. F. Herbert,
Clerk.

RECESS.

At 1 o'clock P. M., on motion of Mr. Holmes, the Senate took a recess until two o'clock this afternoon.

AFTERNOON SESSION—FIFTIETH DAY.

The Senate re-assembled at 3 o'clock P. M.

ROLL CALL.

On a call of the roll 20 Senators answered to their names, a quorum of the Senate.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has amended as therein shown, and as amended has passed:

S. 904. For the relief of the Secretary of the Senate and the chief clerk in his office.

And returns same herewith to the Senate.

W. F. Herbert,
Clerk.

HOUSE MESSAGE.

On motion of Mr. Hill, the Senate concurred in the following amendment by the House to S. 904, the title of which is set out in the foregoing message from the House, to wit:

Amendment by Rules Committee to S. 904:

Amend the caption of the bill by adding after the word "office," in the caption, the following: "And the assistant secretary of the Senate, the clerk of the House, the assistant clerk of the House, and reading clerk of the House."

Amend section 1 of the bill by striking out all of section 1 and add in lieu thereof the following:

Section 1. The State auditor be and he is hereby directed to draw his warrant upon the State treasurer in favor of J. A. Kyle, secretary of the Senate, for one hundred twenty dollars. That said State auditor be and he is hereby further directed to draw his warrant upon the State treasury in favor of Mr. A. O. Barry, chief clerk in the office of the secretary of the Senate, for \$120.00. That said State auditor be and he is hereby further directed to draw his warrant upon the State treasurer in favor of H. F. Reese, Jr., assistant secre-

tary of the Senate, for \$60.00. The State auditor is hereby directed to draw his warrant upon the State treasurer in favor of W. F. Herbert, clerk of the House, for \$120.00, and for J. Q. Adams, assistant clerk of the House, for \$60.00, and C. B. Brown, reading clerk of the House, for \$60.00, in payment to them respectively for their services from the said 17th day of July, 1915, to the 16th day of August, 1915, the date of the Governor's signature to said S. 719, as a balance due them for the extra per diem allowed them.

Yeas, 26; nays, 0.

Yeas:

Messrs.:	Ellis	Holmes	Milner
Arrington	Green	Jones	McCain
Bell	Hall	Judge	Thach
Bulger	Hartwell	Key	Wallace
Cooper	Higgins	Kline	Weathers
Denson	Hill	Lewis	Winkler
Easterly	Hollis	Miller	—26.

Nays, 0.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has passed the following Senate bill:

S. 769. To close and abolish Powell street, in the city of Dothan, Houston county, Alabama, from Cherry street to Range street, in said city.

And returns same herewith to the Senate.

W. F. Herbert,
Clerk.

MESSAGE FROM THE HOUSE.

Mr. President:

The Speaker of the House having signed the following House bills and joint resolution, your signature thereto is requested:

H. 1658. To create the office of official reporters for circuits composed of one county and two judges; to provide for their appointment; to prescribe their duties and qualifications; to fix their compensation and pro-

vide for the payment of same; and provide for special reporters in certain cases; and to abolish the office of official reporter for courts of record in such circuits.

H. 389. To create a department of insurance for the State of Alabama; defining the duties and powers of such department; providing for the necessary officers for such department, defining their duties and powers; and vesting such officers with all the authority now exercised by any other officers pertaining to the insurance business in this State, thereby relieving such other officers of all duties and responsibilities relating or pertaining to the insurance business in the State of Alabama.

H. 1644. For the relief of Mrs. S. A. Strickland, the widow of a Confederate soldier, by placing her name upon the pension roll in class two of Confederate pensioners.

H. J. R. 251. House joint resolution, relative to having the local acts printed and bound same as general acts.

H. 1683. To establish a board of revenue for Tuscaloosa county, Alabama, to prescribe its powers and duties, to fix the compensation of its members, to provide for the election of its members, and fix their terms of office, to provide for a clerk and engineer, and to abolish the court of county commissioners, the board of public works and the jury commission of said county.

W. F. Herbert,
Clerk.

SIGNING OF BILLS AND JOINT RESOLUTION.

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been public read at length by the secretary of the Senate, signed the following bills and joint resolution:

H. J. R. 251. House joint resolution, relative to having the local acts printed and bound same as general acts.

H. 1658. To create the office of official reporters for circuits composed of one county and two judges; to

provide for their appointment; to prescribe their duties and qualifications; to fix their compensation and provide for the payment of same; and provide for special reporters in certain cases; and to abolish the office of official reporter for courts of record in such circuits.

H. 389. To create a department of insurance for the State of Alabama; defining the duties and powers of such department; providing for the necessary officers for such department, defining their duties and powers; and vesting such officers with all the authority now exercised by any other officers pertaining to the insurance business in this State, thereby relieving such other officers of all duties and responsibilities relating or pertaining to the insurance business in the State of Alabama.

H. 1644. For the relief of Mrs. S. A. Strickland, the widow of a Confederate soldier, by placing her name upon the pension roll in class two of Confederate pensioners.

H. 1683. To establish a board of revenue for Tuscaloosa county, Alabama, to prescribe its powers and duties, to fix the compensation of its members, to provide for the election of its members, and fix their terms of office, to provide for a clerk and engineer, and to abolish the court of county commissioners, the board of public works and the jury commission of said county.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has amended as therein shown, and as amended has passed:

S. 674. To divide the State of Alabama into ten congressional districts.

And sends same herewith to the Senate.

W. F. Herbert,
Clerk.

HOUSE MESSAGE.

Mr. Judge moved the Senate concur in the following amendment by the House to S. 674, the title of which

is set out in the foregoing message from the House, to wit:

Amend the bill by adding thereto the following section:

Sec. 2. Provided, however, that this act shall take effect on March 4th, 1917, but for the purposes of an election there shall be elected in 1916 a congressman from the 10th district and all other districts.

Mr. Brown moved to lay said amendment on the table, which motion was lost.

Yeas, 8; nays, 22.

Yeas:

Messrs.:	Easterly	Higgins	Miller	
Bonner	Green	Holmes	Winkler	
Brown				—8.

Nays:

Messrs.:	Hall	Key	Price	
Bulger	Hartwell	Kline	Pride	
Burns	Hill	Lee	Thach	
Cooper	Hollis	Lewis	Wallace	
Ellis	Jones	Lusk	Weathers	
Elrod	Judge	Milner		—22.

The motion made by Mr. Judge then prevailed, and the Senate concurred in and adopted said amendment.

Yeas, 23; nays, 8.

Yeas:

Messrs.:	Elrod	Judge	Milner	
Arrington	Hall	Key	Price	
Bulger	Hartwell	Kline	Pride	
Burns	Hill	Lee	Thach	
Cooper	Hollis	Lewis	Wallace	
Ellis	Jones	Lusk	Weathers	
				—23.

Nays:

Messrs.:	Easterly	Higgins	Miller	
Bonner	Green	Holmes	Winkler	
Brown				—8.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has passed the following Senate bills:

S. 878. To amend section 36 of an act "To create a banking department of the State of Alabama and through this department to regulate, examine and supervise banks and banking, and to punish certain prohibited acts relating thereto," approved March 7, 1911.

Also,

S. 400. To define the manner by which incorporated social and literary societies or clubs may execute a mortgage or deed of trust upon their property.

Also,

S. 905. To provide for a taxation of the capital stock of building and loan associations.

Also,

S. 259. To require the courts of county commissioners, boards of revenue, or like officers of each county of the State of Alabama, to pay for the improvements or constructing of any public roads, public highways, bridges, crossways, culverts, viaducts or other public improvements which may have been heretofore ordered made by such court of county commissioners, board of revenue, or within any municipality within their county, and which remains unpaid because such court of county commissioners, board of revenue, or like officers had no authority to order such improvements or for any other reason.

Also,

S. 866. To ratify and confirm the collection by J. J. Burks during the years 1911 and 1912, from the funds of said county the sum of \$96.90 for service rendered in his district, the said J. J. Burks being a duly qualified member of the board of revenue of Shelby county for said term.

Also,

S. 870. To provide for the appointment of bailiffs of courts in circuits composed of only one county and having four or more judges.

Also,

S. 894. To amend an act entitled "an act to fix the time of electing the successor to the commissioner whose

term of office expires during the year 1915, in all cities having a population of one hundred thousand or over according to the last or any subsequent Federal census, approved August 16th, 1915.

Also,

S. 760. To authorize and empower the county commissioners, boards of revenue, courts of county revenues or boards or courts of like powers and jurisdiction in counties of this State having a population of more than fifty thousand inhabitants and less than seventy-five thousand inhabitants according to the last preceding Federal census and constituting within themselves separate judicial circuits, to pay out of the funds of such counties to the judges of the circuit courts in such counties salaries supplementary and in addition to the salaries paid to such judges by the State.

Also,

S. 907. To further provide for clerical assistance in the executive office of the State board of health.

Also,

S. 298. To ratify and confirm the contracts and agreements made by Governor Emmet O'Neal during his administration as Governor for employment of special counsel for the State, and the payments made for and on account thereof, and to provide for the payment of such services as have been rendered, and for which, payment has not been made.

And sends same herewith to the Senate.

W. F. Herbert,
Clerk.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has concurred in the Senate amendments to the following House bills:

H. 1602. To appropriate the sum of \$79.59 to be paid to Eliasberg and Bros., Mercantile Co., a corporation in payment of debts due said corporation by the State of Alabama, for goods, wares and merchandise sold and delivered by said corporation in 1910 and 1911 to the convict department of the State, and for freight charges advanced by said corporation for the State, upon ship-

ments of such goods, wares and merchandise to the said department.

Also,

H. 745. To authorize and direct courts of county commissioners, or boards of revenue and boards of mayor and aldermen or city commissioners or other governing bodies of incorporated cities or towns in this State, to pay for advertising notice and substance of local bills introduced in the Legislature for the use and benefit of the said counties, cities or towns where such notice is ordered published by any representative in the Legislature from the county, and such authorization, and direction to apply to all notices and substance of local bills introduced in the regular session of the Legislature, 1915.

Also,

H. 43. To amend sections 838, 839, 840, 841, 842, 844, 845, 846, 847, 848, 849, 850, 851, 852, 853, 854, 855, 856, 857, 863, 868, 877 and 878 of the Code of Alabama, relating to "The Alabama insane hospitals."

W. F. Herbert,
Clerk.

BILLS ON THIRD READING RESUMED.

The bill:

H. 1642. For the relief of L. F. Jackson.

Was read a third time at length and passed,

Yeas, 24; nays, 0.

Yeas:

Messrs.:	Denson	Hartwell	Kline
Arrington	Easterly	Higgins	Lewis
Bell	Ellis	Hill	Miller
Brown	Elrod	Hollis	Milner
Bulger	Green	Holmes	Thach
Burns	Hall	Judge	Winkler
Cooper			

—24.

Nays, 0.

The bill:

H. 1628. To prescribe the qualifications, duties and compensation of coroners, in counties of this State of

two hundred thousand inhabitants or more, according to the last preceding federal census or any subsequent federal census.

Was read a third time at length and passed,
Yeas, 22; nays, 0.

Yeas:

Messrs.:	Easterly	Holmes	Lusk
Arrington	Ellis	Judge	Miller
Bell	Hall	Key	Milner
Brown	Hartwell	Kline	Price
Bulger	Higgins	Lee	Winkler
Denson	Hill	Lewis	—22.

Nays, 0.

The bill:

H. 1590. To authorize county commissioners or boards of revenue in counties in this State of one hundred and fifty thousand inhabitants or more according to the last Federal census, or any subsequent Federal census to employ janitors for court houses and other county buildings.

Was read a third time at length and passed,
Yeas, 20; nays, 0.

Yeas:

Messrs.:	Cooper	Higgins	Lee
Arrington	Easterly	Hill	Lusk
Bell	Ellis	Holmes	Miller
Brown	Green	Judge	Milner
Bulger	Hartwell	Key	Winkler
Burns			—20.

Nays: 0.

The bill:

H. 1653. To authorize and require the treasurer of Jefferson county to pay John G. Bradley the sum of eighty-seven and 32/100 (87.32) dollars to reimburse him for expenses paid by him for the publication of notice of an intention to apply to the Legislature for the passage of an act to provide for and regulate the draw-

ing, summoning and empanelling of juries in capital cases in Jefferson county.

Was read a third time at length and passed,

Yeas, 22; nays, 0.

Yeas:

Messrs.:	Faulk	Kline	Pride
Bell	Green	Lee	Thach
Bonner	Hartwell	Lewis	Wallace
Cooper	Hill	Lusk	Weathers
Easterly	Holmes	Miller	Winkler
Elrod	Judge	McCain	—22.

Nays: 0.

The bill:

H. 1178. To provide for the more efficient working of the public roads and construction and repair of bridges in Cullman county; to create a road commission in said county and define its powers and duties; to provide for a road supervisor, fix his compensation and define his duties and to authorize the employment of a highway engineer; to provide for the appointment of road foremen in the several precincts in the county; fix their compensation and define their duties and powers; to authorize the purchase of necessary tools, teams, road machines, and other implements; to provide for a commutation fee in lieu of working the roads; to prevent the obstruction and damage to the public roads and bridges and to prescribe rules, regulations and penalties in order to carry into effect the purposes of this act.

Was taken up.

Mr. Higgins offered the following amendment to said bill.

Amend by striking out section 29.

Which was adopted.

Yeas, 20; nays, 0.

Yeas:

Messrs.:	Ellis	Hall	Hill
Bell	Faulk	Hartwell	Hollis
Bulger	Green	Higgins	Holmes

Judge	Lewis	Milner	Thach
Key	Miller	Pride	Wallace
Kline			

—20.

Nays: 0.

Mr. Higgins then moved to indefinitely postpone the bill and amendment, which was lost.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 18; nays, 3.

Yeas:			
Messrs.:	Green	Jones	Pride
Brown	Hall	Judge	Thach
Denson	Hartwell	Key	Weathers
Ellis	Higgins	Lewis	Winkler
Elrod	Hollis	Milner	

—18.

Nays:			
Messrs.:	Lusk	Miller	Price

—3.

The bill:

H. 1654. To repeal an act entitled an act to regulate the taxing of dogs in Madison county, Alabama, and for the protection of sheep, cattle, horses, swine and other live stock in said county, and to provide penalties for its violation.

Was read a third time at length and passed.

Yeas, 21; nays, 0.

Yeas:			
Messrs.:	Ellis	Key	Pride
Bell	Faulk	Kline	Thach
Bonner	Green	Lewis	Wallace
Brown	Hartwell	Miller	Weathers
Cooper	Hollis	McCain	Winkler
Easterly	Holmes		

—21.

Nays: 0.

The bill:

H. 1667. To make an appropriation for the equip-

ment and maintenance of the Alabama room in the Confederate memorial museum at Richmond, Virginia.

Was read a third time at length and passed,

Yeas, 13; nays, 9.

Yeas:

Messrs.:	Hollis	Lewis	Wallace
Easterly	Holmes	Milner	Weathers
Elrod	Jones	McCain	Winkler
Hartwell	Judge		—13.

Nays:

Messrs.:	Higgins	Lusk	Price
Cooper	Hill	Miller	Thach
Green	Key		—9.

The bill:

H. 1125. To authorize and empower State banks, savings banks and trust companies organized under the laws of the State of Alabama, to subscribe for stock and become members of the Federal reserve bank authorized under act of Congress adopted December 23, 1913.

Was read a third time at length and passed,

Yeas, 23; nays, 0.

Yeas:

Messrs.:	Elrod	Judge	McCain
Bell	Faulk	Kline	Pride
Bonner	Green	Lewis	Thach
Bulger	Hartwell	Lusk	Wallace
Cooper	Hill	Miller	Weathers
Easterly	Holmes	Milner	Winkler
			—23.

Nays: 0.

The bill:

H. 1646. To provide for and regulate the payment of fees of witnesses before grand juries and the fees of witnesses for the State in criminal cases in the circuit and county courts in this State, or other courts of like jurisdiction.

Was taken up.

Mr. Hollis offered the following substitute to said bill to-wit.

Substitute for H. 1646:

A BILL.

To be entitled an act to provide for the payment and regulation and status of claims and fees of witnesses before the grand jury and circuit and county courts of counties having a population not exceeding 18,700 and not less than 18,300, according to the census of 1910, and to prohibit the dealing therein.

Be it enacted by the Legislature of Alabama:

Section 1. That from and after the passage of this act, in all counties having, according to the census of 1910, a population of not more than 18,700 and not less than 18,300, all witnesses hereafter summoned in criminal cases on part of the State to appear before the grand jury and circuit or county courts shall receive for their attendance as such witnesses the sum of one dollar per day and five cents for every mile to and from their residence by the route usually travelled to be paid out of the general funds of the county on presentation to the treasurer of the county or the person charged with the duties of treasurer, of the certificate issued by the foreman of the grand jury or by the clerks of said courts.

Sec. 2. The fees of witnesses in cases of conviction shall be taxed as part of the costs in such cases and when collected shall be paid into the county treasury to the credit of the general funds.

Sec. 3. Any person, who directly or indirectly by himself or through another purchases, deals or traffics in any manner in witness certificates in such counties as referred to in section 1 of this act, shall be guilty of a misdemeanor and on conviction shall be fined not less than ten nor more than fifty dollars; provided nothing contained in this section shall prevent any person from receiving in good faith any such witness certificate in payment of a debt due him.

Sec. 4. The witness certificates referred to in this act shall be receivable in payment of county taxes and

be a preferred claim against the county next in priority to claims of jurors.

Sec. 5. All laws and parts of laws in conflict with the provisions of this act are hereby repealed.

Which was adopted.

Yeas, 19; nays 0.

Yeas:

Messrs.:	Faulk	Holmes	Miller
Bell	Green	Judge	Price
Bonner	Hartwell	Key	Thach
Burns	Higgins	Kline	Wallace
Easterly	Hill	Lewis	Winkler

—19.

Nays: 0.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 20; nays, 0.

Yeas:

Messrs.:	Elrod	Judge	Milner
Bell	Faulk	Key	Pride
Bonner	Hartwell	Kline	Wallace
Brown	Hill	Lewis	Weathers
Denson	Holmes	Miller	Winkler
Easterly			

—20.

Nays: 0.

The bill:

H. 209. To regulate and prescribe the manner and way of transferring, assigning and satisfying recorded liens or claim of liens on real property, and to fix the time when such recorded liens or claim of liens are presumed satisfied in all counties in the State of Alabama, which now have or which may hereafter have a population of more than one hundred and fifty thousand, according to last Federal census or any such census which may hereafter be taken.

Was read a third time at length and passed,

Yeas, 21; nays, 0.

Yeas:

Messrs.:	Elrod	Jones	Price
Bell	Faulk	Key	Thach
Bonner	Hartwell	Lee	Wallace
Brown	Hill	Lusk	Weathers
Cooper	Hollis	Milner	Winkler
Easterly	Holmes		

—21.

Nays: 0.

The bill:

H. 443. To create in all cities of the State of Alabama which have a population of as much as one hundred thousand people according to the last Federal census or which shall have such population according to any such census that may be taken hereafter, a board of trustees of the firemen's pension and relief fund in connection with the regularly organized and paid fire department of such cities; to provide for the organization of such board of trustees; to designate certain members of said board, and provide the method and time of electing the remaining members thereof; to designate and provide for the selection of the officers and agents of said board; to prescribe the powers and duties of said board and its officers and agents; to create in all such cities a firemen's pension and relief fund for the benefit and relief of disabled, sick, retired and other members of such fire department, and the widows, minor children and dependent widowed mothers of such disabled and retired members; to declare the said board of trustees the trustee of such fund; to provide for the use, management and control of said fund; to provide for the raising of such fund and the sources thereof; to provide for the payment into said fund of the fines prescribed and imposed for the violation of such ordinances of such cities; to provide for the payment into such funds of a certain percentage of the gross premiums less returned premiums received by fire insurance companies doing business within such cities, and for the making of a sworn report by such fire insurance companies of such premiums to the said board of trustees, and to prescribe the penalty for failure to make such payment and report, and for

enforcing such penalty; to provide for the payment into such fund of a portion of the monthly salary of each member of such fire department; to authorize such cities to pay into such fund a part of the revenue received from licenses issued by such cities; to provide for the pensioning and relief of disabled, sick, retired and other members of such fire department, and the widows, minor children and dependent widowed mothers of such disabled and retired members; to provide for the payment out of such fund of certain expenses attending the burial and funeral of deceased members of such fire department; to provide for the retirement and re-instatement of members of such fire department; to prescribe the duties of the city attorney and city physician in connection with the said board of trustees and the said fund; to designate the treasurer of such fund and his duties; to provide for the repeal of all laws and parts of laws in conflict herewith; to provide for the exemption of benefits out of said fund from levy; to provide the time of taking effect of this act.

Was taken up.

Mr. Judge offered the following amendment to said bill:

Amend H. 443 as follows: By striking out paragraph or subdivision "B" of section 8.

Which was adopted.

Yeas, 22; nays, 0.

Yeas:

Messrs.:	Faulk	Kline	Pride
Bell	Hall	Lewis	Thach
Bonner	Hartwell	Lusk	Wallace
Burns	Higgins	Miller	Weathers
Denson	Holmes	Milner	Winkler
Ellis	Key	McCain	—22.

Nays: 0.

And said bill, as thus amended, was read a third at length and passed.

Yeas, 26; nays, 0.

Yeas:

Messrs.:	Denson	Higgins	Lewis
Arrington	Easterly	Hill	Lusk
Bell	Ellis	Hollis	Miller
Brown	Elrod	Holmes	Milner
Bulger	Green	Jones	McCain
Burns	Hall	Judge	Winkler
Cooper	Hartwell	Kline	—26.

Nays: 0.

The bill:

H. 1607. To provide for the appointment of bailiffs of courts in circuits composed of only one county and having four or more judges, to fix the compensation of said bailiffs and to provide for the payment thereof.

Was taken up.

The Committee on Judiciary offered the following amendment to said bill:

Substitute for H. 1607.

To provide for the appointment of bailiffs of courts in all counties of the State of Alabama which have a population of one hundred and fifty thousand or more according to the last or any subsequent Federal census and to fix the compensation of such bailiffs.

Section 1. That in all counties of the State of Alabama having a population of one hundred and fifty thousand or more according to the last or any subsequent Federal census the bailiffs of all courts of record in such counties shall be appointed by the judges of such court. Each judge to appoint the bailiffs who act in the court over which such judge presides and such bailiff to serve at the pleasure of the judge.

Sec. 2. Each such bailiff shall receive an annual salary of twelve hundred dollars (\$1,200.00) to be paid in monthly installments out of the county treasury on the warrant of the judge appointing the bailiff in the same manner as the county officials are paid.

Which was adopted.

Yeas, 28; nays, 0.

Yeas:

Messrs.:	Easterly	Hill	Lusk
Arrington	Ellis	Hollis	Miller
Bell	Elrod	Holmes	Milner
Brown	Green	Jones	McCain
Bulger	Hall	Judge	Pride
Burns	Hartwell	Lee	Wallace
Cooper	Higgins	Lewis	Winkler
Denson			

—28.

Nays: 0.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 26; nays, 0.

Yeas:

Messrs.:	Denson	Hollis	Milner
Arrington	Easterly	Holmes	Price
Bell	Elrod	Key	Pride
Bonner	Green	Kline	Thach
Brown	Hall	Lewis	Wallace
Bulger	Hartwell	Lusk	Winkler
Burns	Higgins	Miller	

—26.

Nays: 0.

The bill:

H. 1232. To amend section 1856 of the Code of Alabama.

Was taken up.

The Committee on Finance and Taxation offered the following amendment to said bill:

Amend H. 1232, by adding at the end thereof the following: "And provided, further, that this act shall apply to any election held after June 1, 1915."

Which was adopted.

Yeas, 22; nays, 0.

Yeas:

Messrs.:	Cooper	Green	Hollis
Bonner	Easterly	Hall	Holmes
Burns	Elrod	Hartwell	Jones

Judge	Lusk	Price	Wallace
Key	Miller	Pride	Weathers
Kline	Milner	Thach	—22.

Nays: 0.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 21; nays, 0.

Yeas:			
Messrs.:	Hall	Lee	Pride
Burns	Hartwell	Lusk	Thach
Denson	Holmes	Miller	Wallace
Easterly	Jones	Milner	Weathers
Elrod	Key	Price	Winkler
Green	Kline		—21.

Nays: 0.

The bill:

H. 1548. To authorize the court of county commissioners or boards of revenue of counties which may now or hereafter have of population of two hundred thousand or more to employ a chief clerk and an assistant clerk and fix their compensation.

Was taken up.

Mr. Judge offered the following amendment to said bill:

A BILL.

To be entitled an act to authorize the court of county commissioners or boards of revenue of counties in this State which now have or which may hereafter have a population of two hundred thousand or more, according to the last preceding Federal census, or any subsequent Federal census to employ a chief clerk and assistant clerks, and fix their compensation.

Be it enacted by the Legislature of Alabama:

1. That the courts of county commissioners or boards of revenue of counties in this State which now have or which may hereafter have a population of two hundred thousand or more according to the last preced-

ing Federal census or any subsequent Federal census, shall have power and authority to employ a chief clerk and as many assistant clerks as are necessary for the convenient and orderly transaction of the business of such courts or boards, and fix and determine the amount of compensation to be paid to such clerks and assistants as in the discretion of such courts shall be reasonable compensation for the services required of such chief clerk and assistants.

2. That all laws and parts of laws in conflict herewith, either local, special or general, be and the same are hereby repealed.

Which was adopted.

Yeas, 24; nays, 0.

Yeas:

Messrs.:	Elrod	Holmes	Milner
Arrington	Green	Judge	McCain
Bell	Hall	Key	Thach
Brown	Hartwell	Lee	Wallace
Bulger	Higgins	Lewis	Weathers
Cooper	Hill	Miller	Winkler
Easterly			

—24.

Nays: 0.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 23; nays, 0.

Yeas:

Messrs.:	Cooper	Hill	Miller
Arrington	Easterly	Holmes	Milner
Bell	Elrod	Jones	Price
Bonner	Green	Judge	Thach
Brown	Hartwell	Kline	Weathers
Bulger	Higgins	Lewis	Winkler

Nays: 0.

The bill:

H. 1354. To make an appropriation of fifteen hundred twenty-nine and 70/100 (\$1,529.70) dollars for the relief of the Alabama State tax commission.

Was taken up.

The Committee on Finance and Taxation offered the following amendment to said bill:

Amend H. 1354 by adding at the end of said bill the following:

"Section 3. Provided, however, that the Governor the attorney general, the State auditor, the State treasurer and the director of the department of archives and history shall be and constitute a commission whose duty it shall be to ascertain how much is due, and shall make an award in writing to the Governor as to the amount so due, and the said Governor shall, in writing, order the State auditor to draw his warrant upon the State treasurer for the amount ascertained to be due, and it shall be the duty of the State treasurer to pay said warrant out of any money in the treasury not otherwise appropriated."

Which was adopted.

Yeas, 26; nays, 0.

Yeas:

Messrs.:	Elrod	Jones	McCain
Arrington	Green	Judge	Pride
Bell	Hall	Key	Thach
Bonner	Hartwell	Kline	Wallace
Bulger	Higgins	Lewis	Weathers
Cooper	Hill	Lusk	Winkler
Easterly	Hollis	Milner	—26.

Nays: 0.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 19; nays, 1.

Yeas:

Messrs.:	Hartwell	Judge	Milner
Denson	Higgins	Key	Price
Easterly	Hill	Kline	Wallace
Elrod	Holmes	Lusk	Weathers
Hall	Jones	Miller	Winkler
			—19.

Nay: Mr. Pride.—1.

The bill:

H. 1685. To repeal section 17 of an act to prescribe and fix the license or privilege tax to be paid by every person, firm, company, corporation or association engaged in any business, vocation, occupation, calling or profession in this State, or who shall in this State exercise any privileges, for which a license or privilege tax is or may be charged; to provide for and regulate the collection of such license or privilege tax, to fix the compensation to be paid for the collection of such license or privilege tax; to provide for the distribution, application and safe-keeping of the funds arising from the collection of such license or privilege tax; to fix a penalty for doing business without a license, and to provide for the enforcement thereof, and to further provide for the general revenues, approved September 14th, 1915.

Was read a third time at length and passed,

Yeas, 15; nays, 5.

Yeas:

Messrs.:	Denson	Jones	Thach
Brown	Hartwell	Key	Wallace
Bulger	Hill	Lewis	Weathers
Burns	Holmes	Pride	Winkler

—15.

Nays:

Messrs.:	Elrod	Lusk	Miller
Easterly	Higgins		

—5.

The bill:

H. 1527. To appropriate the sum of \$327.21 to pay the Remington Typewriter Company, a corporation, for work and material furnished departments of the State government.

Was taken up.

The Committee on Finance and Taxation offered the following amendment to said bill:

Amend H. 1527 by adding at the end of said bill the following:

"Section Provided, however, that the Governor, the attorney general, the State auditor, the State treas-

urer and the director of the department of archives and history shall be and constitute a commission whose duty it shall be to ascertain how much is due, and shall make an award in writing to the Governor as to the amount so due, and the said Governor shall, in writing, order the State auditor to draw his warrant upon the State treasurer for the amount ascertained to be due, and it shall be the duty of the State treasurer to pay said warrant out of any money in the treasury not otherwise appropriated."

Was adopted.

Yeas, 24; nays, 0.

Yeas:

Messrs.:	Green	Key	McCain
Arrington	Hall	Kline	Price
Bell	Hartwell	Lee	Pride
Bonner	Hollis	Lewis	Wallace
Brown	Holmes	Miller	Weathers
Bulger	Judge	Milner	Winkler
Elrod			—24.

Nays: 0.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 22; nays, 0.

Yeas:

Arrington	Hartwell	Kline	Pride
Bulger	Hill	Lee	Thach
Burns	Holmes	Lewis	Wallace
Cooper	Jones	Lusk	Weathers
Ellis	Judge	Miller	Winkler
Hall	Key	Price	—22.

Nays: 0.

The bill:

H. 1176. To regulate the fine and forfeiture fund of Cullman county, and provide for the registration and payment of claims against said fund.

Was taken up.

Mr. Key offered the following amendment to said bill:

Amend H. 1176 by striking out the following word and figures, "August, 1915," where they appear in section 1, of the bill, and insert in lieu thereof the words "February 1916."

Which was adopted.

Yeas, 24; nays, 0.

Yeas:			
Messrs.:	Easterly	Hollis	Lewis
Arrington	Elrod	Holmes	Miller
Bell	Green	Judge	Milner
Bonner	Hall	Key	Pride
Bulger	Hartwell	Kline	Weathers
Burns	Hill	Lee	Winkler
Cooper			—24.

Nays: 0.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 26; nays, 4.

Yeas:			
Messrs.:	Easterly	Holmes	Price
Arrington	Faulk	Judge	Pride
Bell	Green	Key	Thach
Brown	Hartwell	Kline	Wallace
Bulger	Higgins	Lee	Weathers
Cooper	Hill	Miller	Winkler
Denson	Hollis	Milner	—26.

Nays:			
Messrs.:	Elrod	Lewis	Lusk
Bonner			—4.

The bill:

H. 602. To fix the term for holding of the criminal court of Jefferson county, Alabama.

Was read a third time at length and passed,

Yeas, 32; nays, 0.

Yeas :

Messrs. :	Easterly	Hollis	Miller
Arrington	Ellis	Holmes	Milner
Bell	Elrod	Jones	McCain
Bonner	Green	Judge	Pride
Brown	Hall	Key	Thach
Bulger	Hartwell	Kline	Wallace
Burns	Higgins	Lee	Weathers
Cooper	Hill	Lewis	Winkler
Denson			

—32.

Nays : 0.

MESSAGE FROM THE HOUSE.

Mr. President :

The Speaker of the House having signed the following House bills, your signature thereto is requested :

H. 43. To amend sections 838, 839, 840, 841, 842, 844, 845, 846, 847, 848, 849, 850, 851, 852, 853, 854, 855, 856, 857, 863, 868, 877, and 878 of the Code of Alabama relating to "The Alabama insane hospitals."

H. 745. To authorize and direct courts of county commissioners or boards of revenue, and boards of mayor and aldermen, or city commissioners or other governing bodies of incorporated cities or towns in this State, to pay for advertising notice and substance of local bills introduced in the Legislature for the use and benefit of the said counties, cities or towns, where such notice is ordered published by a Representative in the Legislature from the county, and such authorization, and direction to apply to all notices and substance of local bills introduced in the regular session of the Legislature 1915.

H. 1059. For organizing the farm boys and girls of Alabama into corn clubs, pig clubs, canning clubs, poultry clubs, and any other kind of farm life clubs for the purpose of encouraging, interesting, and instructing the farm boys and girls in better methods of agriculture, home-making, cooking, sewing, and gardening; to provide plans for carrying on this work, to make appropriations for these purposes, and to prescribe methods of drawing and spending same.

H. 1131. To make it unlawful for any municipality to charge the farmers or others engaged in the production of farm products of whatever nature, any license or fee, for the sale or other disposition of said articles produced by them, at any place.

H. 1172. For the relief of Cora Dickinson of Jefferson county, Alabama, for the death of her husband Robert F. Dickinson, who was killed by falling rock in Lucile Mine, in Bibb county, Alabama, on the 26th day of May, 1913, while in the employment of the State of Alabama.

H. 1212. To confer upon the trustees created by an act of 1911, approved April 18, 1911, for the government, regulation and control of the several white normal schools of the State of Alabama, the following additional powers: To acquire and hold the title to real and personal property for the benefit of the several normal schools, each respectively; to exercise the right of eminent domain for the benefit of each such normal school respectively; to sell and convey the property held by the trustees for each such normal school respectively, or by the several normal schools themselves respectively; to borrow money for the benefit of each such school respectively and pledge as security therefor property held by the trustees for the benefit of such school for which said money was borrowed or held by such school itself.

H. 1333. To amend sections 1, 5, 7, 12, 13, 16, 18, of an act approved August 26, 1909, entitled an act to regulate the sale, giving away or other disposition of drugs, medicines or poisons in this State, and to provide for the creation of a board of pharmacy for service in connection with such sale, giving away or other disposition.

H. 1363. To amend section 718 of the printed Code of Alabama of 1907.

H. 1602. To appropriate the sum of \$79.59 to be paid to Eliasberg & Bros. Mercantile Co., a corporation, in payment of debts due said corporation by the State of Alabama, for goods, wares and merchandise sold and delivered by said corporation in 1910 and 1911 to the convict department of the State, and for freight charges ad-

vanced by said corporation for the State, upon shipments of such goods, wares and merchandise to the said department.

H. 1624. To provide relief for solicitors of courts of record, other than circuit solicitors, who have been prevented from performing the duties of their offices through illness or physical infirmities; to authorize and empower the boards of county commissioners or county boards of revenue to pay such salaries where the same have not heretofore been paid.

H. 1628. To prescribe the qualifications, duties and compensation of coroners, in counties of this State of two hundred thousand inhabitants or more, according to the last preceding Federal census or any subsequent Federal census.

H. 1642. For the relief of L. F. Jackson.

H. 1653. To authorize and require the treasurer of Jefferson county to pay John G. Bradley the sum of eighty-seven and 32/100 (\$87.32) dollars to reimburse him for expenses paid by him for the publication of notice of an intention to apply to the Legislature for the passage of an act to provide for and regulate the drawing, summoning, and empanelling of juries in capital cases in Jefferson county.

W. F. Herbert,
Clerk.

SIGNING OF BILLS.

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the Secretary of the Senate, signed the following bills:

H. 43. To amend sections 838, 839, 840, 841, 842, 844, 845, 846, 847, 848, 849, 850, 851, 852, 853, 854, 855, 856, 857, 863, 868, 877, and 878 of the Code of Alabama relating to "The Alabama insane hospitals."

H. 745. To authorize and direct courts of county commissioners or boards of revenue, and boards of mayor and aldermen, or city commissioners or other governing

bodies of incorporated cities or towns in this State, to pay for advertising notice and substance of local bills introduced in the Legislature for the use and benefit of the said counties, cities or towns, where such notice is ordered published by a Representative in the Legislature from the county, and such authorization, and direction to apply to all notices and substance of local bills introduced in the regular session of the Legislature 1915.

H. 1059. For organizing the farm boys and girls of Alabama into corn clubs, pig clubs, canning clubs, poultry clubs, and any other kind of farm life clubs for the purpose of encouraging, interesting, and instructing the farm boys and girls in better methods of agriculture, home-making, cooking, sewing, and gardening; to provide plans for carrying on this work, to make appropriations for these purposes, and to prescribe methods of drawing and spending same.

H. 1131. To make it unlawful for any municipality to charge the farmers or others engaged in the production of farm products of whatever nature, any license or fee, for the sale or other disposition of said articles produced by them, at any price.

H. 1172. For the relief of Cora Dickinson of Jefferson county, Alabama, for the death of her husband Robert F. Dickinson, who was killed by falling rock in Lucile Mine, in Bibb county, Alabama, on the 26th day of May, 1913, while in the employment of the State of Alabama.

H. 1212. To confer upon the trustees created by an act of 1911, approved April 18, 1911, for the government, regulation and control of the several white normal schools of the State of Alabama, the following additional powers: To acquire and hold the title to real and personal property for the benefit of the several normal schools, each respectively; to exercise the right of eminent domain for the benefit of each such normal school respectively; to sell and convey the property held by the trustees for each such normal school respectively, or by the several normal schools themselves respectively; to borrow money for the benefit of each such school respectively and pledge as security therefor prop-

erty held by the trustees for the benefit of such school for which said money was borrowed or held by such school itself.

H. 1333. To amend sections 1, 5, 7, 12, 13, 16, 18, of an act approved August 26, 1909, entitled an act to regulate the sale, giving away or other disposition of drugs, medicines or poisons in this State, and to provide for the creation of a board of pharmacy for service in connection with such sale, giving away or other disposition.

H. 1363. To amend section 718 of the printed Code of Alabama of 1907.

H. 1602. To appropriate the sum of \$79.59 to be paid to Eliasberg & Bros. Mercantile Co., a corporation, in payment of debts due said corporation by the State of Alabama, for goods, wares and merchandise sold and delivered by said corporation in 1910 and 1911 to the convict department of the State, and for freight charges advanced by said corporation for the State, upon shipments of such goods, wares and merchandise to the said department.

H. 1624. To provide relief for solicitors of courts of record, other than circuit solicitors, who have been prevented from performing the duties of their offices through illness or physical infirmities; to authorize and empower the boards of county commissioners or county boards of revenue to pay such salaries where the same have not heretofore been paid.

H. 1628. To prescribe the qualifications, duties and compensation of coroners, in counties of this State of two hundred thousand inhabitants or more, according to the last preceding Federal census or any subsequent Federal census.

H. 1642. For the relief of L. F. Jackson.

H. 1653. To authorize and require the treasurer of Jefferson county to pay John G. Bradley the sum of eighty-seven and 32/100 (\$87.32) dollars to reimburse him for expenses paid by him for the publication of notice of an intention to apply to the Legislature for the passage of an act to provide for and regulate the drawing, summoning, and empanelling of juries in capital cases in Jefferson county.

INDEFINITE POSTPONEMENT OF BILL.

On motion of Mr. Miller the Senate indefinitely postponed the consideration of:

H. 917. To amend section 7802 of the Code of Alabama of 1907.

BILLS ON THIRD READING RESUMED.

The bill:

H. 1530. For the relief of J. L. Reeves, former clerk of the circuit court of Tallapoosa county.

Was taken up.

The Committee on Finance and Taxation offered the following amendment to said bill:

Amend H. 1530 by adding at the end of said bill the following:

"Section..... Provided, however, that the Governor, the attorney general, the State auditor, the State treasurer and the director of the department of archives and history shall be and constitute a commission whose duty it shall be to ascertain how much is due, and shall make an award in writing to the Governor as to the amount so due and the said Governor shall in writing order the State auditor to draw his warrant upon the State treasurer for the amount ascertained to be due and it shall be the duty of the State treasurer to pay said warrant out of any money in the treasury not otherwise appropriated.

Which was adopted.

Yeas, 28; nays, 0.

Yeas:

Messrs.:	Elrod	Judge	McCain
Arrington	Hall	Key	Price
Bonner	Hartwell	Kline	Price
Brown	Higgins	Lewis	Thach
Bulger	Hill	Lusk	Wallace
Cooper	Hollis	Miller	Weathers
Easterly	Jones	Milner	Winkler
Ellis			

—28.

Nays: 0.

And said bill, as thus amended, was read a third time at length and passed,

Yeas, 26; nays, 0.

Yeas:

Messrs.:	Easterly	Holmes	McCain
Arrington	Ellis	Jones	Price
Bell	Green	Judge	Thach
Bonner	Hall	Key	Wallace
Bulger	Hartwell	Kline	Weathers
Cooper	Higgins	Lee	Winkler
Denson	Hill	Milner	—26.

Nays: 0.

The bill:

H. 1639. To appropriate the sum of one hundred dollars to I. J. Higginbotham to pay him for two cows killed by the State militia on Aug. 7th and 17th, 1912.

Was taken up.

Mr. Lusk offered the following amendment to said bill:

Amend H. 1639 by adding at the end of said bill the following:

"Section..... Provided, however, that the Governor, the attorney general, the State auditor, the State treasurer and the director of the department of archives and history shall be and constitute a commission whose duty it shall be to ascertain how much is due, and shall make an award in writing to the Governor as to the amount so due and the said Governor shall in writing order the State auditor to draw his warrant upon the State treasurer for the amount ascertained to be due and it shall be the duty of the State treasurer to pay said warrant out of any money in the treasury not otherwise appropriated.

Which was adopted.

Yeas, 23; nays, 0.

Yeas:

Messrs.:	Brown	Easterly	Hall
Arrington	Burns	Elrod	Hartwell
Bonner	Cooper	Green	Hill

Hollis	Key	Miller	Wallace
Holmes	Kline	McCain	Weathers
Judge	Lewis	Pride	Winkler

—23.

Nays: 0.

And said bill, as thus amended, was read a third time at length and passed,

Yeas, 18; nays, 9.

Yeas:

Messrs.:	Easterly	Hill	McCain
Arrington	Elrod	Judge	Price
Brown	Green	Kline	Thach
Bulger	Hall	Lee	Wallace
Cooper	Hartwell	Lewis	

—18.

Nays:

Messrs.:	Holmes	Milner	Weathers
Bonner	Lusk	Pride	Winkler
Higgins	Miller		

—9.

The bill:

H. 1686. To permit county commissioners in counties of more than fifteen hundred square miles to succeed themselves in office if they are properly qualified and elected.

Was taken up.

Mr. Holmes offered the following amendment to said bill:

Amend the caption and body of the bill so as to provide: "Any county of Alabama which has or may hereafter have 1575 square miles."

To provide further that the provisions of this act shall apply in any commissioners district of said counties only when a majority of the qualified electors of said district, based upon the last prior general election therein, have petitioned the probate judge of such county in the interest of said county commissioner.

To provide further that if any section of this bill is declared unconstitutional it shall not nullify any other section.

Which was adopted.

Yeas, 21; nays, 0.

Yeas:

Messrs.:	Higgins	Lee	Price
Denson	Hill	Lewis	Pride
Easterly	Holmes	Lusk	Wallace
Ellis	Judge	Miller	Weathers
Hall	Key	Milner	Winkler
Hartwell	Kline		—21.

Nays: 0.

And said bill, as thus amended, was read a third time at length and passed,

Yeas, 18; nays, 1.

Yeas:

Messrs.:	Green	Key	Pride
Bulger	Hall	Lewis	Wallace
Denson	Hartwell	Lusk	Weathers
Easterly	Holmes	Miller	Winkler
Ellis	Judge	Price	—18.

Nay: Mr. Higgins.—1.

The bill:

H. 413. To prevent the fraudulent issue, sale, promotion, negotiation or distribution of any stock, bonds, notes or other securities in the State of Alabama, and to provide for the punishment of any violation of this act.

Was read a third time at length and passed,

Yeas, 25, nays, 0.

Yeas:

Messrs.:	Ellis	Holmes	Miller
Arrington	Elrod	Judge	Milner
Bonner	Green	Key	Price
Brown	Hall	Kline	Pride
Bulger	Hartwell	Lewis	Wallace
Burns	Higgins	Lusk	Weathers
Denson	Hollis		—25.

Nays, 0.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has concurred in the Senate amendments to the following House bills:

H. 1232. To amend section 1856 of the Code of Alabama.

Also,

H. 1527. To appropriate the sum of \$327.21 to pay the Remington Typewriter Company, a corporation, for work and material furnished departments of the State government.

Also,

H. 1354. To make an appropriation of fifteen hundred twenty-nine and 70/100 (\$1,529.70) dollars for the relief of the Alabama State tax commission.

Also,

H. 1530. For the relief of J. L. Reeves, former clerk of the circuit court of Tallapoosa county.

Also,

H. 1639. To appropriate the sum of one hundred dollars to I. J. Higginbotham, to pay him for two cows killed by the State militia on Aug. 7th and 17th, 1912.

Also,

H. 1686. To permit county commissioners in counties of more than fifteen hundred square miles to succeed themselves in office if they are properly qualified and elected.

Also,

H. 443. To create in all cities of the State of Alabama which have a population of as much as one hundred thousand people according to the last Federal census, or which shall have such population according to any such census that may be taken hereafter, a board of trustees of the Fireman's pension and relief fund in connection with the regularly organized and paid fire department of such cities; to provide for the organization of such board of trustees; to designate certain members of said board and provide the method and time of electing the remaining members thereof; to designate and provide for the selection of the officers and agents of said board; to prescribe the powers and duties of said

board and its officers and agents; to create in all such cities a Firemen's pension and relief fund for the benefit and relief of disabled, sick, retired and other members of such fire department, and the widows, minor children and dependent widowed mothers of such disabled and retired members; to declare the said board of trustees the trustee of such fund; to provide for the use, management and control of said fund; to provide for the raising of such fund and the sources thereof; to provide for the payment into said fund of the fines prescribed and imposed for the violation of certain ordinances of such cities; to provide for the payment into such fund of a certain percentage of the gross premiums, less returned premiums, received by fire insurance companies doing business within such cities, and for the making of a sworn report by such fire insurance companies of such premiums to the said board of trustees, and to prescribe the penalty for failure to make such payment and report, and for enforcing such penalty; to provide for the payment into such fund of a portion of the monthly salary of each member of such fire department; to authorize such cities to pay into such fund a part of the revenue received from licenses issued by such cities; to provide for the pensioning and relief of disabled, sick, retired and other members of such fire department and the widows, minor children and dependent widowed mothers of such disabled and retired members; to provide for the payment out of such fund of certain expenses attending the burial and funeral of deceased members of such fire department; to provide for the retirement and reinstatement of members of such fire department; to prescribe the duties of the city attorney and city physician in connection with the said board of trustees and the said fund; to designate the treasurer of such fund and his duties; to provide for the repeal of all laws and parts of laws in conflict herewith; to provide for the exemption of benefits out of said fund from levy; to provide the time of taking effect of this act

Also,

H. 1458. To authorize the court of county commissioners or boards of revenue of counties which may now

or hereafter have a population of two hundred thousand or more, to employ a chief clerk and an assistant clerk and fix their compensation.

Also,

H. 1176. To regulate the fine and forfeiture fund of Cullman county, and provide for the registration and payment of claims against said fund.

W. F. Herbert,
Clerk.

STATE OF ALABAMA.
EXECUTIVE DEPARTMENT.
MONTGOMERY

September 25, 1915.

Mr. President:

I am directed by the Governor to deliver to the Senate a message in writing together with Senate bill 803.

Respectfully,

W. E. Henderson,
Private Secretary.

MESSAGE FROM THE GOVERNOR.

To the Senate:

I herewith return to you Senate bill 803, without my approval, and suggest the following amendment thereto, which, if adopted, will meet and remove my objections to said bill:

Briefly stated, my reasons for suggesting the following amendments are as follows:

Section 7, 8, and 9 of the bill relate either to notice of, or appeals from, the hearings and decisions of the Alabama public service commission, in cases where rates and charges are sought to be changed. In my opinion, the various statutes already existing relating to these subjects and which are, in general terms, continued in force by this bill, make sufficient provision for notices and appeals where the same are necessary. Aside from this, section 8 of the bill is too vague and uncertain, if not repugnant and inconsistent, in its terms, in that in one part thereof the section provides that the appeal be taken to the court in Montgomery county having

chancery jurisdiction, while in another part thereof the section provides that the appeal be taken to the circuit court of the county having jurisdiction of the utility whose rates and charges are sought to be changed. These provisions make it possible for a public utility who does business throughout the State to require the public service commission and the people to answer an appeal in the remotest county in the State, no matter where the controversy arises. This section of the bill is subject to the further serious objection that when the appeal is taken to a chancery court in Montgomery county, the security for costs of such appeal shall be filed with the railroad commission when, as a matter of fact, the railroad commission will no longer be in existence, because that body is abolished by the bill and given the title, "Alabama public service commission." It is also noticeable that provisions for an appeal to the Supreme Court by either party is allowed from the circuit court, but that the bill is silent as to the right to an appeal to the Supreme Court from the chancery court of Montgomery county.

Section 10 of the bill invalidates any decree or decision of the commission which affects the inhabitants of any city or town, unless the commission hears the evidence in the case while actually within the borders of such city or town, and also requires that notice of such hearing be published beforehand for ten days. This section is, in my opinion, unwise. Under its provisions, evidence could not be heard or taken, even by consent of parties, elsewhere than in the city or town whose inhabitants are affected by such decree or decision. The result, therefore, will inevitably be that the public service commission must travel from "post to pillar," as it were, throughout the State, even in the smallest matters, to hear evidence, a great and unnecessary expense to the State, and a great inconvenience to the public service commission. A compliance with the provisions of this section may be, as a practical proposition in a large number of cases, impossible. If one and the same decree or decision of the commission affects the inhabitants of more than one city or town (and it requires no unusual draft on the imag-

ination to see that many an order or decree of the commission will affect the inhabitants of every city or town in the State,) the evidence must be heard by the commission in every such city or town whose inhabitants are so affected, or else the decree or decision will be invalidated. This cannot be done in cases which affect the State generally.

As stated in my previous special message to the Legislature, touching the regulation and control by the State of the rates and charges of all public utilities doing business within its borders, it is, in my opinion, highly important that all public utilities should be so regulated and controlled by some central state body, clothed with appropriate powers to regulate and control them. Aside from the considerations adverted to in my previous message, I am strengthened in the opinion and conclusion reached therein in view of the avowed policy of the Federal government to withhold any federal grant of rights to public utilities for water power developments, unless adequate State or federal laws are enacted which control and regulate the rates and charges of such utilities. It seems to be clearly to the interest and in favor of the people that the State, and not the Federal government, should originate legislation and that will keep for the people of this State the regulation and control of these utilities.

I therefore herewith submit the following amendment to meet my objections to the bill:

Amend said bill by striking out therefrom sections 7, 8, 9 and 10 thereof.

Chas. Henderson,
Governor.

GOVERNOR'S MESSAGE.

On motion of Mr. Denson the Senate concurred in and adopted the amendment proposed by His Excellency the Governor to:

S. 803. To change the name of the railroad commission of Alabama to the Alabama public service commission, and to enlarge its authority, powers and jurisdiction.

Yeas, 28; nays, 0.

Yeas :

Messrs. :	Easterly	Hollis	McCain
Arrington	Ellis	Holmes	Price
Bell	Elrod	Jones	Pride
Bonner	Hall	Key	Thach
Brown	Hartwell	Kline	Wallace
Bulger	Higgins	Lusk	Weathers
Burns	Hill	Miller	Winkler
Denson			

—28.

Nays, 0.

Which was a majority of the whole number elected to the Senate.

MESSAGE FROM THE HOUSE.

The House has concurred in and adopted Senate amendment to the following bills:

H. 1178. To provide for the more efficient working of the public roads and construction and repair of bridges in Cullman county; to create a road commission in said county and define its powers and duties; to provide for a road supervisor, fix his compensation and define his duties and to authorize the employment of a highway engineer; to provide for the appointment of road foremen in the several precincts in the county; fix their compensation and define their duties and powers; to authorize the purchase of necessary tools, teams, road machines and other implements; to provide for a commutation fee in lieu of working the roads; to prevent the obstruction and damage to the public roads and bridges and to prescribe rules, regulations and penalties in order to carry into effect the purposes of this act.

Also,

H. 1646. To provide for the payment and regulation and status of claims and fees of witnesses before the grand jury and circuit and county courts of counties having a population not exceeding 18,700 and not less than 18,300, according to the census of 1910, and to prohibit the dealing therein.

Also,

H. 62. To further define, regulate and control the business of making or of advancements of money, goods,

things in action or contracts of any kind or character and to prescribe the rate of interest and penalties for violation of the provisions of this act.

W. F. Herbert,
Clerk.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has amended as therein shown, and as amended has passed the following Senate bill:

S. 822. To further regulate the practice and procedure before the Railroad Commission of Alabama, or any like body exercising similar jurisdiction in cases involving proposed changes in rates, charges or classification of common carriers in defined cases, and upon appeal from its orders in such cases; to prescribe the notice to be given the public and parties to be affected of hearings and investigations when it is proposed to increase the rates or charges for the transportation of freight or passengers; and to authorize appeals by parties to proceedings in rate cases before said commission or like body from its orders to a chancery court of Montgomery county, and from decrees of said court to the Supreme Court of the State in defined cases; and to prescribe the procedure and practice.

W. F. Herbert,
Clerk.

HOUSE MESSAGE.

On motion of Mr. Lusk, the Senate concurred in the following amendment by the House to Senate bill 822, the title of which is set out in the foregoing message from the House, to-wit:

Amend Senate bill 822 by adding thereto, the following:

All appeals from decisions or judgments of the public utilities commission rendered in reference to any public utility operating only one county, shall be taken to the equity side of the circuit court of that county.

Yeas, 27; nays, 0.

Yeas:

Messrs.:	Denson	Holmes	Miller
Arrington	Easterly	Jones	McCain
Bell	Ellis	Judge	Price
Brown	Elrod	Key	Pride
Bulger	Hartwell	Kline	Thach
Burns	Higgins	Lewis	Wallace
Cooper	Hollis	Lusk	Winkler

—27.

Nays, 0.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has received the accompanying message from His Excellency, the Governor, proposing an amendment to H. 1277, and the House has concurred in and adopted the proposed amendment by the Governor.

Yeas, 58; nays, 0.

Which was a majority of all the members elected to the House of Representatives.

And sends same herewith to the Senate.

W. F. Herbert,
Clerk.

MESSAGE FROM THE GOVERNOR.

To the House of Representatives:

I am returning you herewith H. 1277 without my approval but with an amendment which if adopted will meet my objection and the bill will then have my approval.

This act amends the section of the Code relating to the establishment of the State board of horticulture. The amount heretofore appropriated for expenses, \$1,500.00, does not seem sufficient to meet the exigencies of the situation. The interest involved needs the protection of the State, and I suspect that the amount that is named in the bill at certain times would not be too much, but as we are trying to keep these appropriations somewhat in the bounds of the revenues it is my opinion

that \$5,000 should be all the appropriation that should be carried in this act at this time.

The suggested amendment is as follows:

Amend section 2 by inserting \$5,000 where \$10,000 occurs.

Chas Henderson,
Governor.

HOUSE AND GOVERNOR'S MESSAGE.

On motion of Mr. Hartwell, the Senate concurred in and adopted the amendment proposed by His Excellency, the Governor, to H. 1277. To amend sections 811, 812, 813, 814, 815, 818, 819 of the Code of Alabama.

Yeas, 25; nays, 0.

Yeas:

Messrs.:	Ellis	Kline	Price
Arrington	Elrod	Lewis	Pride
Bonner	Green	Lusk	Thach
Brown	Hall	Miller	Wallace
Bulger	Hartwell	Milner	Weathers
Denson	Higgins	McCain	Winkler
Easterly	Holmes		

—25.

Nays, 0.

Which was a majority of the whole number elected to the Senate.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has adopted the following H. J. R. 263.

By Mr. Wilson:

H. J. R. 263. Whereas, the enormous fire losses annually have created an economic question of the gravest importance to the people of the United States and one which concerns all classes of people alike, not only on account of the financial losses that are incurred but on account of the sacrifice of thousands of human lives; and

Whereas, the "Safety First Federation of America," has designated October 9th, 1915, the anniversary of the great Chicago fire, as national fire prevention day with plans containing suggestions for fire drills in public schools, the inspection of fire apparatus everywhere and the removal of all dangerous rubbish from public and private buildings and premises, etc., therefore,

Be it resolved by the House of Representatives, the Senate concurring, that the Governor of this State, following suggestions made to the Governors of all the States, be requested to issue his proclamation designating October 9th, proximo, as the fire prevention day in Alabama, and that all good citizens who have their own welfare and that of the public at large at interest be urged to observe the day in the manner herein suggested.

And sends same herewith to the Senate.

W. F. Herbert,
Clerk.

HOUSE MESSAGE.

The H. J. R. 263, set out in the foregoing message from the House, was read at length, and under a suspension of the rules, was adopted.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has concurred in and adopted the amendment proposed by the Governor to S. 803:

S. 803. To change the name of the railroad commission of Alabama to the public service commission and to enlarge its authority, powers and jurisdiction.

Yeas, 62; nays, 16.

Which was a majority of all the members elected to the House of Representatives.

And returns same herewith to the Senate.

W. F. Herbert,
Clerk.

REPORT FROM COMMITTEE ON ENROLLED BILLS.

Mr. President:

Your Standing Committee on enrolled bills, beg leave to report, that said committee in session, have compared the following enrolled bills, with the engrossed and original bills, respectively, and find same correctly enrolled, to-wit.

S. 437. To amend section four and ten of an act approved April 8th, 1917, and entitled: An act to provide and create a commission form of government and to authorize the adoption of the same in all cities and towns in the State of Alabama which now are not or hereafter may not be, within the influence or operation of any other valid legislative enactment authorizing or adopting such form of government; to regulate the selection, and election of commissioners and their terms of office and retention in and recall from office; to provide for the selection of one commissioner as mayor, and the retention in office of certain officials; to fix their powers, duties and compensation of such commissioners; to punish improper conduct in connection with elections and petitions hereunder; to abolish boards of public works, police commissioners, councilmen, aldermen, and certain other city and town officials of such municipalities as adopt the said form of government, and generally to authorize and provide for the creation and maintenance of said commission form of government; and to amend said act by adding thereto section 31-A.

S. 489. To re-establish the county courts which are provided for in article three (3) of chapter one hundred and ninety-eight (198) of the Code of Alabama in all counties wherein the same have heretofore been abolished, except in counties having a population of seventy-five thousand (75,000) or more according to the last preceding Federal census, and to define the power, jurisdiction and duty of all the county courts which are hereby re-established and of all the county courts which are provided for by article three (3) of chapter one hundred and ninety eight (198) of the Code of Alabama, and to prescribe the manner in which prosecu-

tions for misdemeanors shall be begun, tried and determined therein and appeals taken therefrom, and to transfer all indictments pending in any county court to the circuit court of the county where found for trial therein, and to repeal all laws, whether local, general or special, in conflict with the provisions of this act.

S. 494. To prescribe the qualifications of jurors and regulate the selection, drawing and summoning of jurors; to prescribe the qualifications of and provide who shall be the jury commissioners and clerks of commissions and to regulate the empanelling of grand and petit juries in all of the courts of this State.

S. 533. To provide for the appointment of an official court reporter by each circuit judge in Alabama; to fix their compensation; define their duties, and provide for special reporters in certain cases.

S. 769. To close and abolish Powell street, in the city of Dothan, Houston county, Alabama, from Cherry street to Range street, in said city.

S. 904. For the relief of the secretary of the Senate and the chief clerk in his office, and the assistant secretary of the Senate, the clerk of the House, the assistant clerk of the House, and reading clerk of the House.

S. 674. To divide the State of Alabama into ten Congressional districts.

C. H. Miller,
Chairman.

SIGNING OF BILLS.

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the Secretary of the Senate, signed the following bills:

S. 437. To amend section four and ten of an act approved April 8th, 1911, and entitled: An act to provide and create a commission form of government and to authorize the adoption of the same in all cities and towns in the State of Alabama which are now are not or hereafter may not be, within the influence or opera-

tion of any other valid legislative enactment authorizing or adopting such form of government; to regulate the selection, and election of commissioners and their terms of office and retention in and recall from office; to provide for the selection of one commissioner as mayor, and the retention in office of certain officials; to fix the powers, duties and compensation of such commissioners; to punish improper conduct in connection with elections and petitions hereunder; to abolish boards of public works, police commissioners, councilmen, aldermen, and certain other city and town officials of such municipalities as adopt the said form of government, and generally to authorize and provide for the creation and maintenance of said commission form of government; and to amend said act by adding thereto section 31-A.

S. 489. To re-establish the county courts which are provided for in article three (3) of chapter one hundred and ninety-eight (198) of the Code of Alabama in all counties wherein the same have heretofore been abolished, except in counties having a population of fifty thousand (50,000) or more according to the last preceding Federal census, and to define the power, jurisdiction and duty of all the county courts which are hereby re-established and of all the county courts which are provided for by article three (3) of chapter one hundred and ninety-eight (198) of the Code of Alabama, and to prescribe the manner in which prosecutions for misdemeanors shall be begun, tried and determined therein and appeals taken therefrom, and to transfer all indictments pending in any county court to the circuit court of the county where found for trial therein, and to repeal all laws, whether local, general or special in conflict with the provisions of this act.

S. 494. To prescribe the qualifications of jurors and regulate the selection, drawing and summoning of jurors; to prescribe the qualifications of and provide who shall be the jury commissioners and clerks of commissions and to regulate the empanelling of grand and petit juries in all of the courts of this State.

S. 533. To provide for the appointment of an official court reporter by each circuit judge in Alabama;

to fix their compensation; define their duties, and provide for special reporters in certain cases.

S. 769. To close and abolish Powell street, in the city of Dothan, Houston county, Alabama, from Cherry street to Range street, in said city.

S. 904. For the relief of the secretary of the Senate and the chief clerk in his office, and the assistant secretary of the Senate, the clerk of the House, the assistant clerk of the House, and reading clerk of the House.

S. 674. To divide the State of Alabama into ten Congressional districts.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has amended as therein shown, and as amended has passed:

S. 895. To provide for the better construction, repairing, working and maintaining of public roads and bridges in Baldwin county, Alabama.

And returns the same herewith to the Senate.

W. F. Herbert,
Clerk.

HOUSE MESSAGE.

On motion of Mr. Holmes, the Senate concurred in the following amendment by the House to S. 895, the title of which is set out in the foregoing message from the House, to-wit:

Amend section 4 by adding the words "or sand" right after the word gravel where it occurs, and "providing further that the court of county commissioners are also empowered to construct such other roads in said county as the finance will permit, same to be constructed as herein provided."

By adding section 8:

Sec. 8. The provisions of this act shall become effective upon a petition of 50% of the votes cast in the general election of 1914 to the county commissioners of Baldwin county, after which they shall declare it to be the law.

Yeas, 21; nays, 0.

Yeas:

Messrs.:	Easterly	Jones	Milner
Arrington	Elrod	Judge	Pride
Bonner	Green	Lee	Thach
Brown	Hartwell	Lewis	Weathers
Bulger	Higgins	Miller	Winkler
Cooper	Hollis		

—21.

Nays, 0.

BILLS ON THIRD READING RESUMED.

The bill:

H. 86. To provide for the establishment and maintenance of an industrial school for white blind men; to make an appropriation for the establishment and maintenance of said school; to provide for the appointment of a board of trustees to manage said school and to define the objects of same.

Was taken up.

Mr. Hill offered the following amendment to said bill:

Amend H. 86 by striking out the words "two hundred dollars" and inserting therefor "one hundred dollars per capita."

Mr. Holmes moved to table the amendment offered by Mr. Hill which was lost.

Yeas, 12; nays, 15.

Yeas:

Messrs.:	Denson	Hollis	Kline
Arrington	Hartwell	Jones	Lee
Bulger	Higgins	Key	Winkler
Burns			

—12.

Nays:

Messrs.:	Hall	Miller	Pride
Bell	Hill	Milner	Thach
Easterly	Lewis	McCain	Wallace
Elrod	Lusk	Price	Weathers

—15.

Mr. Lusk moved to indefinitely postpone bill and amendment.

Mr. Holmes moved to table the motion made by Mr. Lusk which prevailed, and the motion made by Mr. Lusk was laid upon the table.

Yeas, 17; nays, 14.

Yeas:

Messrs.:	Bulger	Holmes	Lee
Arrington	Burns	Jones	McCain
Bell	Denson	Key	Price
Bonner	Hartwell	Kline	Winkler
Brown	Higgins		

—17.

Nays:

Messrs.:	Elrod	Lusk	Thach
Cooper	Green	Miller	Wallace
Easterly	Hill	Milner	Weathers
Ellis	Judge	Pride	

—14.

And the amendment offered by Mr. Hill was then adopted.

Yeas, 17; nays, 12.

Yeas:

Messrs.:	Ellis	Miller	Pride
Bell	Green	Milner	Thach
Bulger	Hill	McCain	Wallace
Cooper	Judge	Price	Weathers
Easterly	Lusk		

—17.

Nays:

Messrs.:	Denson	Holmes	Kline
Arrington	Hartwell	Jones	Lee
Bonner	Higgins	Key	Winkler
Burns			

—12.

Mr. Lusk offered the following amendment to said bill:

Amend by making "twenty-five thousand" read "ten thousand" where it appears in the bill.

Mr. Holmes moved to table the amendment offered by Mr. Lusk which motion was lost and the Senate refused to table said amendment.

Yeas, 12; nays, 20.

Yeas:

Messrs.:	Bulger	Hartwell	Kline
Arrington	Burns	Holmes	Lee
Bonner	Denson	Key	Winkler
Brown			—12.

Nays:

Messrs.:	Green	Judge	McCain
Bell	Hall	Lewis	Price
Cooper	Higgins	Lusk	Pride
Easterly	Hill	Miller	Wallace
Ellis	Jones	Milner	Weathers
Elrod			—20.

And the amendment offered by Mr. Lusk was then adopted.

Yeas, 19; nays, 12.

Yeas:

Messrs.:	Ellis	Hill	McCain
Arrington	Elrod	Lewis	Price
Bulger	Green	Lusk	Pride
Cooper	Hall	Miller	Wallace
Easterly	Higgins	Milner	Weathers
			—19.

Nays:

Messrs.:	Denson	Jones	Kline
Bonner	Hartwell	Judge	Lee
Brown	Holmes	Key	Winkler
Burns			—12.

And said bill, as thus amended, was read a third time at length and passed,

Yeas, 18; nays, 12.

Yeas:

Messrs.:	Bulger	Hollis	Kline
Arrington	Burns	Holmes	Lewis
Bell	Denson	Jones	McCain
Bonner	Hartwell	Judge	Winkler
Brown	Higgins	Key	—18.

Nays:

Messrs.:	Elrod	Hill	Milner
Cooper	Green	Lusk	Price
Easterly	Hall	Miller	Weathers
Ellis			—12.

The bill:

H. 1480. To change and define the boundary line of St. Clair county, Alabama, between said county and the county of Jefferson.

Was read a third time at length and passed.

Yeas, 25; nays, 0.

Yeas:

Messrs.:	Elrod	Jones	Miller
Bell	Green	Judge	Milner
Bonner	Hall	Key	Price
Brown	Hartwell	Kline	Pride
Bulger	Higgins	Lee	Wallace
Cooper	Hill	Lewis	Winkler
Easterly	Holmes		—25.

Nays, 0.

The bill:

H. 44. To make it unlawful to allow, assist or abet in the escape of patients from either of "The Alabama Insane Hospitals."

Was read a third time at length and passed.

Yeas, 27; nays, 0.

Yeas:

Messrs.:	Easterly	Hill	Milner
Arrington	Ellis	Holmes	McCain
Bell	Elrod	Jones	Price
Brown	Green	Key	Thach
Bulger	Hall	Kline	Wallace
Burns	Hartwell	Lee	Weathers
Cooper	Higgins	Lusk	Winkler
			—27.

Nays, 0.

The bill:

H. 1575. To authorize persons who have practiced dentistry or dental surgery in the State of Alabama for twenty years or more, to practice the same.

Was read a third time at length and passed.

Yeas, 24; nays, 1.

Yeas:

Messrs.:	Easterly	Hill	Lusk
Arrington	Elrod	Holmes	Milner
Bell	Green	Jones	McCain
Bulger	Hall	Judge	Price
Burns	Hartwell	Kline	Thach
Cooper	Higgins	Lewis	Winkler
Denson			—24.

Nay: Mr. Brown.—1.

The bill:

H. 1543. To prevent lotteries and gift enterprises.

Mr. Jones moved to table the bill, which motion was lost.

Yeas, 14; nays, 15.

Yeas:

Messrs.:	Higgins	Key	Price
Easterly	Hill	Kline	Thach
Ellis	Holmes	Lewis	Wallace
Elrod	Jones	Milner	—14.

Nays:

Messrs.:	Bulger	Hall	Miller
Arrington	Burns	Hartwell	Pride
Bonner	Denson	Judge	Weathers
Brown	Green	Lusk	Winkler
			—15.

And said bill was read a third time at length and lost.

Yeas, 10; nays, 20.

Yeas:

Messrs.:	Bulger	Green	Judge
Arrington	Burns	Hall	Miller
Bonner	Denson	Hartwell	—10.

Nays:

Messrs.:	Higgins	Kline	McCain
Bell	Hill	Lee	Price
Cooper	Holmes	Lewis	Thach
Easterly	Jones	Lusk	Wallace
Ellis	Key	Milner	Weathers
Elrod			—20.

RESOLUTION.

Mr. Winkler offered the following resolution:

S. R. 192. Whereas, a message has come to this Senate bearing the information that Hon. Wm. C. Crumpton, ex-Senator from the seventeenth senatorial district, is dead; and

Whereas, God in his divine wisdom, has called to his merited reward this brilliant and gifted son of Alabama; and

Whereas, the Senate of Alabama is profoundly shocked and deeply grieved by the loss of one of Alabama's noblest sons; therefore

Be it resolved, that the Senate of Alabama extends its heart felt sympathy to the bereaved family in this their hour of deepest grief and sadness.

Be it further resolved, that a copy of this resolution be spread on the Journal of the Senate and that a copy of same be sent to the family of the deceased.

Which was, under a suspension of the rules, on motion of Mr. Winkler, adopted.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has adopted the following House joint resolutions:

By Mr. Tunstall:

H. J. R. 264. Whereas, there appears to be some uncertainty as to whether or not automobile and motorcycle tags, chauffeurs' licenses, and supplies and stationery are required to be purchased by the State board of equalization or by the State purchasing agent; and

Whereas, a delay in the purchase of automobile and motorcycle tags, chauffeurs' licenses, stationery and supplies for the immediate use of the State board of equal-

ization would result in material loss to the State and delay in the collection of automobile and motorcycle licenses, and the want of such supplies and stationery for immediate use would greatly embarrass and delay the State board of equalization in the performance of its duties.

Therefore, be it resolved by the House, the Senate concurring, that the State board of equalization be and is hereby authorized, empowered and instructed to proceed immediately to purchase such automobile and motorcycle tags, chauffeurs' licenses, stationery and supplies as are necessary for its immediate use.

Also,

By Mr. Davis:

H. J. R. 265. Whereas, several of the bills prepared by the Recess Judiciary Committee are now laws, and it is the duty of the courts to enforce them;

Now, therefore, be it resolved by the House, the Senate concurring, that the clerk of the House and the secretary of the Senate cause to promptly be published in pamphlet form, and deliver to the officers and persons of the State entitled to receive free the acts of the Legislature the said laws commonly known as the recess judiciary bills.

And sends same herewith to the Senate.

W. F. Herbert,
Clerk.

HOUSE MESSAGE.

On motion of Mr. Arrington, the Senate concurred in and adopted H. J. R. 264, set out in the foregoing message from the House.

On motion of Mr. Lusk, the Senate concurred in and adopted H. J. R. 265, set out in the foregoing message from the House.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has non-concurred in the Senate amendment to:

H. 1607. To provide for the appointment of bailiffs of courts in circuits composed of only one county and hav-

ing four or more judges; to fix the compensation of said bailiffs and to provide for the payment thereof.

And requests Committee of Conference.

Committee on part of House: Messrs. Shapiro, Welch and Judge.

And sends same herewith to the Senate.

W. F. Herbert,
Clerk.

HOUSE MESSAGE.

On motion of Mr. Judge, the Senate acceded to the request of the House for a Committee of Conference, on the disagreement of the two Houses on the Senate amendments to H. 1607, the title to which is set out in the foregoing message from the House, and the President of the Senate appointed as conferees on the part of the Senate, Messrs. Judge, Hill and Lewis.

TELEGRAM.

The President of the Senate received the following telegram, which was ordered spread upon the Journal:

WESTERN UNION TELEGRAM.

Received at Montgomery, Alabama,
20 Vn 16.

Evergreen, Alabama, 3:58 P. M., Sept. 25.
President Alabama Senate:

Ex-Senator Wm. C. Crumpton died of heart failure at 12:30 P. M. today.

J. L. Jones.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has concurred in the Senate amendment to:

H. 86. To provide for the establishment and maintenance of an industrial school for white blind men; to make an appropriation for the establishment and maintenance of said school; to provide for the appointment of a board of trustees to manage said school and to define the objects of same.

W. F. Herbert,
Clerk.

BILLS ON THIRD READING.

The bill :

H. 1669. To provide for the codification and publication of the acts of Alabama, enacted subsequent to the Code of 1907.

Was read a third time at length and passed,
Yeas, 23; nays, 0.

Yeas :

Messrs. :	Elrod	Judge	Milner
Bonner	Hartwell	Key	Price
Brown	Higgins	Kline	Pride
Bulger	Hill	Lee	Wallace
Burns	Holmes	Lewis	Weathers
Ellis	Jones	Lusk	Winkler

—23.

Nays, 0.

The bill :

H. 1424. To prescribe, fix and regulate contracts of sale for future delivery of stocks, bonds or other commodities and to make the contract of sale of cotton for future delivery conform with the acts of Congress, approved August 18th, 1914, and known as the United States Cotton Future Act, (including such amendments as may hereafter be made to said act of Congress), and for the punishment of a violation thereof.

Was read a third time at length and passed.
Yeas, 21; nays, 7.

Yeas :

Messrs. :	Denson	Hill	Milner
Arrington	Easterly	Judge	Price
Brown	Green	Kline	Wallace
Bulger	Hall	Lee	Weathers
Burns	Hartwell	Lewis	Winkler
Cooper	Higgins		

—21.

Nays :

Messrs. :	Elrod	Key	Miller
Ellis	Hollis	Lusk	Pride

—7.

The bill:

H. 1465. To amend section 354 of the Code of Alabama of 1907.

Was read a third time at length and passed.

Yeas, 24; nays, 0.

Yeas:

Messrs.:	Green	Key	McCain
Arrington	Hall	Kline	Price
Brown	Hartwell	Lewis	Pride
Bulger	Higgins	Lusk	Wallace
Cooper	Hill	Miller	Weathers
Easterly	Judge	Milner	Winkler
Ellis			

—24.

Nays, 0.

The bill:

H. 1466. To amend section 400 of the Code of Alabama of 1907.

Was read a third time at length and passed.

Yea, 20; nays, 0.

Yeas:

Messrs.:	Green	Judge	Miller
Arrington	Hall	Key	Price
Bulger	Higgins	Kline	Wallace
Cooper	Hill	Lewis	Weathers
Ellis	Holmes	Lusk	Winkler
Elrod			

—20.

Nays, 0.

The bill:

H. 406. To prohibit the running or operation for pay or profit of what is commonly known as a pool room or billiard room, or any place where pool or billiards are allowed to be played for pay or profit, in the State of Alabama, outside the limits and police jurisdiction of any incorporated city or town therein, and to fix a punishment for the violation of the act.

Was read a third time at length and passed.

Yeas, 23; nays, 1.

Yeas:

Messrs.:	Easterly	Hill	Miller
Arrington	Ellis	Hollis	Milner
Bonner	Elrod	Jones	Price
Brown	Green	Key	Pride
Bulger	Hall	Lewis	Thach
Cooper	Higgins	Lusk	Weathers

—23.

Nay: Mr. Winkler.—1.

The bill:

H. 1162. To authorize the recording of affidavits relating to lands in certain instances, and to make said affidavits, or certified copies of the record thereof, evidence sufficient prima facie to establish the facts therein recited.

Was read a third time at length and passed.

Yeas, 23; nays, 0.

Yeas:

Messrs.:	Ellis	Holmes	Miller
Arrington	Elrod	Judge	Milner
Bonner	Green	Key	McCain
Brown	Hall	Kline	Price
Bulger	Higgins	Lewis	Thach
Easterly	Hollis	Lusk	Winkler

—23.

Nays, 0.

The bill:

H. 1589. To provide for the employment of State convicts in mining coal on the coal lands of the University of Alabama.

Was taken up.

The Committee on Penitentiary, Prison and Prison Punishment offered the following amendment to said bill:

Amend H. 1589 by striking out section 9, which consists of an additional section in the form of an amendment.

Amend said bill further by striking out the following words in amendment No. 2: "Twenty-five per cent. of the net value of labor of every convict, having a living

wife or minor child or children, or widowed mother, working in any mine referred to herein, shall be paid by the State at the end of each year to such wife, or the guardian of such child or children or widowed mother."

Amend said bill further by inserting after the word "mine" and before the word "any," in that part of the amendment No. 2 which amends section 3 of the bill, the words, "or allowed to remain therein."

Which was adopted.

Yeas, 22; nays, 1.

Yeas:

Messrs.:	Cooper	Hartwell	Lewis
Arrington	Easterly	Higgins	Lusk
Bell	Ellis	Judge	Price
Bonner	Elrod	Key	Pride
Brown	Green	Kline	Wallace
Bulger	Hall	Lee	—22.

Nay: Mr. Milner.—1.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 24; nays, 2.

Yeas:

Messrs.:	Cooper	Hartwell	Kline
Arrington	Easterly	Higgins	Lee
Bell	Ellis	Hill	Lusk
Bonner	Elrod	Holmes	Miller
Brown	Green	Judge	Pride
Bulger	Hall	Key	Wallace
Burns			—24.

Nays: Messrs. Lewis and Milner.—2.

The bill:

H. 1022. To define and regulate the practice of optometry in the State of Alabama, and to punish violators thereof, to provide for a State board of examination and registration and to prescribe their duties.

Was taken up.

Mr. Elrod offered the following amendment to said bill:

"That this act shall not apply to old soldiers, one-legged or one-handed persons.

Mr. Bonner moved to lay said amendment upon the table, which prevailed, and said amendment was laid on the table.

Yeas, 13; nays, 9.

Yeas:

Messrs.:	Cooper	Judge	Miller	
Arrington	Hartwell	Key	Milner	
Bell	Hill	Lee	Pride	
Bonner	Holmes			—13.

Nays:

Messrs.:	Green	Kline	Lusk	
Easterly	Hall	Lewis	Wallace	
Elrod	Higgins			—9.

And said bill was read a third time at length and passed.

Yeas, 14; nays, 9.

Yeas:

Messrs.:	Brown	Hill	Lee	
Arrington	Cooper	Holmes	Miller	
Bell	Hall	Judge	Miller	
Bonner	Hartwell	Key		—14.

Nays:

Messrs.:	Green	Lewis	Pride	
Easterly	Higgins	Lusk	Wallace	
Elrod	Kline			—9.

The bill:

H. 1368. To amend section 1509 of the Code of Alabama, 1907.

Was taken up.

The Committee on Corporations offered the following amendment to said bill:

Substitute for H. 1368, offered by the Senate Committee on Corporations:

A BILL

To be entitled an act to amend section 1509 of the Code of Alabama of 1907, as amended by "An act to amend sections 1508, 1509, 1510, 1513, 1517, 1520, 1522, 1523 and 7006 of the Code of Alabama, 1907, and to repeal section 1514 of the Code of Alabama, 1907," approved August 31st, 1909.

Be it enacted by the Legislature of Alabama, that section 1509 of the Code of Alabama of 1907, as amended by "An act to amend sections 1508, 1509, 1510, 1513, 1517, 1520, 1522, 1523, and 7006 of the Code of Alabama, 1907," approved August 31st, 1909, be and the same is hereby amended so as to read as follows:

1509. Prerequisites to granting authority to foreign corporations; application showing financial condition; deposit or in lieu thereof bond; charter, agent, place of business; certificate of authority; annual reports; annual license tax.—If such corporation be incorporated under the laws of any other State, in order to be qualified to so become such surety, it must have an authorized capital stock of at least two hundred and fifty thousand dollars, which must be fully paid up and unimpaired, and safely invested in the securities created by the laws of the United State, by or under the laws of the State where it is incorporated, or in other safe, marketable and interest bearing stock, bonds or other securities, the value of which shall be at or above par, one hundred thousand dollars of which shall be deposited with or held by the insurance commission or other corresponding financial officer of the State in which such corporation is incorporated and has its principal place of business, in trust for the benefit of the holders of the obligations of such corporation, and in addition thereto such corporations shall also deposit with the treasurer of this State fifty thousand dollars (\$50,000) of like securities in trust for the benefit of the resident holders of the obligations of such corporation, at their market value; or in lieu of said deposit shall file with the treasurer of the State of Alabama a good and sufficient bond in the sum of one hundred thousand dollars, in favor of the treasurer of this State and

his successors in office, with good reputable bonding company or companies as surety or sureties, to be approved by the Governor of the State of Alabama, the treasurer of the State of Alabama, and the insurance commissioner of the State of Alabama, or any two of them, for the use and benefit of resident holders of the obligations of such corporations, conditioned for the prompt payment by such corporation of its obligations to said resident holders; and the liabilities of such corporation must not exceed its available assets, but such liabilities must not be construed, within the meaning of this section, to include its capital stock, nor its contingent liabilities upon bonds or undertakings executed by it under the provisions of this article, but shall include its outstanding debts and a premium reserve equal to fifty per cent. of the annual premiums of all outstanding risks in force, and such corporation shall also, before transacting any business in this State, file with the insurance commissioner a certified copy of its charter or act of incorporation, and the written applications and statements required hereinbefore in the preceding sections of this article of domestic corporations. Such corporation shall also, in addition to the foregoing requirements, file in the office of the insurance commissioner of this State an instrument, in writing, under the seal of said company, and signed officially by its president or one of its vice presidents, and by its secretary or one of its assistant secretaries, designating a known place of business in this State, and the insurance commissioner the agent upon which service of any process or notice required or authorized by law may be made for or on behalf of such corporation. Whereupon, and upon the payment of the license hereinafter required, the insurance commissioner, if satisfied that such corporation is solvent, and has the cash capital herein provided for, and surplus assets, in excess of its capital stock, its outstanding debts and premium reserve specified, and that it has, in all respects, complied with and is qualified under this article, shall issue to such corporation, and to each of its agents in this State, a certificate that it is authorized to be and become sole security on all bonds or undertakings required or permitted by law, or the

charters, ordinances, rules and regulations of any county, municipal corporation, board, body, organization or public officer; provided, that such corporation shall not be or become surety on any bond or undertaking required by law for a greater sum than ten per cent. of its capital and surplus. Such company shall also annually, not later than the first day of March of each year file with the insurance commissioner a statement showing the condition of such company as of December 31st of the year preceding, and shall also furnish him with a certificate from the officer from whom the deposit herein mentioned is required to be made, describing such securities so deposited, and the manner in which they are held by him, and stating that he is satisfied that such securities are fully worth one hundred thousand dollars and that said corporation is solvent; and such corporation shall also furnish the insurance commissioner at such times as he may demand the same such other information touching its condition and credit as he may require, signed and sworn to as in this section provided; and it shall also pay to the insurance commissioner the annual license fees and charges as provided in sections 4557 and 4577 of the Code of Alabama, 1907, or such license or tax as may be required by law. Provided, further, that any such corporation now doing business in this State, may, if it wishes to do so, withdraw its deposit on hand with the State treasurer of this State, upon filing a bond as herein provided for, and the State treasurer is required to pay over such deposit to any company which has heretofore qualified upon such company complying with the provisions of this act. And provided, further, that no bonding company or corporation shall be accepted under the provisions of this section as surety or sureties on any such bond or undertaking for such foreign corporation unless such bonding company or corporation seeking to make such bond shall be qualified to write or execute bonds running to the United States government; and provided, further, that in case of suit upon any bond executed under the provisions of this section, the bonding company or corporation executing such bond as surety or sureties may be sued in this

State by service of process upon the insurance commissioner of this State, if such bonding company or corporation have no other or different officer or agent in this State upon whom service may be had; and provided, further, that in the event any bonding company qualified under this section shall fail or refuse to pay any judgment rendered against it by a court of final jurisdiction, then in that event such company shall forfeit its license to do business under this section and its license shall be cancelled.

Which was adopted.

Yeas, 19; nays, 1.

Yeas:

Messrs.:	Ellis	Hill	Miller
Arrington	Green	Holmes	Milner
Bonner	Hall	Key	Price
Bulger	Hartwell	Kline	Wallace
Cooper	Higgins	Lewis	Weathers

—19.

Nay: Mr. Lusk.—1.

And said bill, as thus amended, was read a third time at length and passed,

Yeas, 17; nays, 3.

Yeas:

Messrs.:	Ellis	Key	Milner
Arrington	Green	Kline	Price
Bonner	Hall	Lewis	Weathers
Bulger	Hartwell	Miller	Winkler
Cooper	Holmes		

—17.

Nays:

Messrs.:	Elrod	Lusk	Key
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—3.

RESOLUTIONS.

Mr. Miller offered the following resolution:

S. R. 193. Be it resolved by the Senate, that thanks of the Senate are hereby tendered to the Mobile Daily Item both for the fairness and accuracy of its reports of legislative proceedings and for its kindness in fur-

nishing copies of that valuable paper to members of the Senate during the present session.

Which was, under a suspension of the rules adopted.

Mr. Lee offered the following resolution:

S. R. 194. Resolved, that the Senate of Alabama extend thanks to the Mobile Register for distributing a copy of the valuable paper on the desk of each Senator during the session of the Legislature.

Which was, under a suspension of the rules, adopted.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has passed the following Senate bill and returns same herewith to the Senate:

S. 907. To further provide for clerical assistance in the executive office of the State board of health.

W. F. Herbert,
Clerk.

REPORT FROM COMMITTEE ON ENROLLED BILLS.

Mr. President:

Your Standing Committee on Enrolled Bills beg leave to report that said committee, in session, have compared the following enrolled bills with the engrossed and original bills, respectively, and find same correctly enrolled, to wit:

S. J. R. 188. Senate joint resolution, relative to the adjournment of the two Houses.

S. 259. To authorize the courts of county commissioners, boards of revenue or like officers of each county of the State of Alabama, to pay for the improvements or constructing of any public roads, public highways, bridges, cross-ways, culverts, viaducts or other public improvements, which may have been heretofore ordered made by such court of county commissioners, board of revenue, or within any municipality within their county, and which remains unpaid because such court of county commissioners, board of revenue, or like officers had no authority to order such improvements, or for any other reason.

S. 866. To ratify and confirm the collection by J. J. Burks during the years 1911 and 1912, from the funds of

said county the sum of \$96.90 for service rendered in his district, the said J. J. Burks being a duly qualified member of the board of revenue of Shelby county for said term.

S. 870. To provide for the appointment of bailiffs of courts in circuits composed of only one county and having four or more judges.

S. 905. To provide for a taxation of the capital stock of building and loan associations.

S. 907. To further provide for clerical assistance in the executive office of the State board of health.

S. 298. To ratify and confirm the contracts and agreements made by Governor Emmet O'Neal during his administration as Governor for employment of special counsel for the State and the payments made for and on account thereof, and to provide for the payment of such services as have been rendered and for which payment has not been made.

S. 894. To amend an act entitled "An act to fix the time of electing the successor to the commissioner whose term of office expires during the year 1915, in all cities having a population of one hundred thousand or over, according to the last or any subsequent Federal census, approved August 16th, 1915.

S. 760. To authorize and empower the county commissioners, boards of revenue, courts of county revenues or boards or courts of like powers and jurisdiction in counties of this State having a population of more than fifty thousand inhabitants and less than seventy-five thousand inhabitants according to the last preceding Federal census and constituting within themselves separate judicial circuits, to pay out of the funds of such counties to the judges of the circuit courts in such counties salaries supplementary and in addition to the salaries paid to such judges by the State.

S. 400. To define the manner by which incorporated social and literary societies or clubs may execute a mortgage or deed trust upon their property.

S. 878. To amend section 36 of an act "to create a banking department of the State of Alabama and through this department to regulate, examine and supervise banks and banking, and to punish certain pro-

hibited acts relating thereto," approved March 7, 1911.

S. 803. To change the name of the railroad commission of Alabama to the Alabama public service commission and to enlarge its authority, powers and jurisdiction.

S. 550. To amend section 3019 of the Code of Alabama.

SIGNING OF BILLS AND RESOLUTION.

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the secretary of the Senate, signed the following bills and resolution:

S. J. R. 188. Senate joint resolution, relative to the adjournment of the two Houses.

S. 259. To authorize the courts of county commissioners, boards of revenue, or like officers of each county of the State of Alabama, to pay for the improvements or constructing of any public roads, public highways, bridges, cross-ways, culverts, viaducts or other public improvements, which may have been heretofore ordered made by such court of county commissioners, board of revenue, or within any municipality within their county, and which remains unpaid because such court of county commissioners, board of revenue, or like officers had no authority to order such improvements, or for any other reason.

S. 866. To ratify and confirm the collection by J. J. Burks during the years 1911 and 1912, from the funds of said county the sum of \$96.90 for service rendered in his district, the said J. J. Burks being a duly qualified member of the board of revenue of Shelby county for said term.

S. 870. To provide for the appointment of bailiffs of courts in circuits composed of only one county and having four or more judges.

S. 905. To provide for a taxation of the capital stock of building and loan associations.

S. 907. To further provide for clerical assistance in the executive office of the State board of health.

S. 298. To ratify and confirm the contracts and agreements made by Governor Emmet O'Neal during his administration as Governor for employment of special counsel for the State and the payments made for and on account thereof, and to provide for the payment of such services as have been rendered and for which payment has not been made.

S. 894. To amend an act entitled "An act to fix the time of electing the successor to the commissioner whose term of office expires during the year 1915, in all cities having a population of one hundred thousand or over, according to the last or any subsequent Federal census, approved August 16th, 1915.

S. 760. To authorize and empower the county commissioners, boards of revenue, courts of county revenues or boards or courts of like powers and jurisdiction in counties of this State having a population of more than fifty thousand inhabitants and less than seventy-five thousand inhabitants according to the last preceding Federal census and constituting within themselves separate judicial circuits, to pay out of the funds of such counties to the judges of the circuit courts in such counties salaries supplementary and in addition to the salaries paid to such judges by the State.

S. 400. To define the manner by which incorporated social and literary societies or clubs may execute a mortgage or deed trust upon their property.

S. 878. To amend section 36 of an act "to create a banking department of the State of Alabama and through this department to regulate, examine and supervise banks and banking, and to punish certain prohibited acts relating thereto," approved March 7, 1911.

S. 803. To change the name of the railroad commission of Alabama to the Alabama public service commission and to enlarge its authority, powers and jurisdiction.

S. 550. To amend section 3019 of the Code of Alabama.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has passed the following Senate bills:

S. 831. To appropriate the net revenues received by the State from the licensing of motor vehicles, dealers and manufacturers of motor vehicles, garages and chauffeurs to the State highway department.

Also,

S. 849. For the relief of Thomas T. Palmer, ex-sheriff of Mobile county, Alabama, for serving subpoenas in various cases on witnesses to appear before the excise commission of the city of Mobile, Alabama.

Also,

S. 626. To amend section 2967 of the Code of 1907.

Also,

S. 762. To protect dipping vats within the State of Alabama.

Also,

S. 329. To create the office of reporter of decisions, provide for his appointment, and fix his compensation.

And returns same herewith to the Senate.

W. F. Herbert,
Clerk.

REPORT OF DIRECTOR DEPARTMENT ARCHIVES AND HISTORY.

The Honorable the Senate of Alabama,

Gentlemen: The Persons hereinafter named have been regularly and formally elected trustees of the Alabama State department of archives and history, in accordance with the act of the Legislature, establishing the department, approved February 27, 1901, carried into and forming a part of section 796 of the Code of Alabama, 1907, viz.:

First District: Dr. Erwin Craighead, of Mobile, to succeed Judge Peter J. Hamilton, removed to Porto Rico, for term ending January 1, 1921.

Second District: John Manley Foster, of Montgomery, to succeed himself, for term ending January 1, 1921.

Third District: William Dorsey Jelks, of Eufaula, to succeed himself, for term ending January 1, 1921.

Fourth District: Col. Sam'l Will John, of Massilon, to succeed Joseph Henry Johnson, deceased, for term ending January 1, 1917.

Seventh District: Oliver Day Street, of Guntersville, to succeed himself, for term ending January 1, 1919.

Eighth District: Dr. Wyatt Heflin Blake, of Sheffield, to succeed himself, for term ending January 1, 1919.

Ninth District: Hugh Morrow, of Birmingham, to succeed Col. Sam'l Will John, removed into the fourth district, for term ending January 1, 1919.

As secretary of the board of trustees, and as director of the department, I have the honor to transmit the foregoing names to you for confirmation, or for such action as you may deem proper in accordance with the law.

Very respectfully,

Thomas M. Owen,
Secretary and Director.

REPORT OF THE DIRECTOR OF ARCHIVES AND HISTORY.

On motion of Mr. Lee, the Senate confirmed the election of trustees of the Alabama State department of archives and history, set out in the foregoing report from the secretary and director of said department.

Yeas, 26; nays, 0.

Yeas:

Messrs.:	Cooper	Higgins	Lusk
Arrington	Easterly	Hollis	Miller
Bell	Ellis	Holmes	Price
Bonner	Elrod	Judge	Thach
Brown	Green	Key	Weathers
Bulger	Hall	Lee	Winkler
Burns	Hartwell	Lewis	—26.

Nays, 0.

RECESS.

At 6:30 P. M., on motion of Mr. Miller, the Senate took a recess until 8 o'clock P. M.

NIGHT SESSION—FIFTIETH DAY.

The Senate re-assembled at 8 o'clock P. M.

ROLL CALL.

On a call of the roll 23 Senators answered to their names, a quorum of the Senate.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has concurred in the Senate amendment to:

H. 1368. To amend section 1509 of the Code of Alabama, 1907.

And sends same herewith to the Senate.

W. F. Herbert,
Clerk.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has passed the following Senate bill:

S. 611. To abolish the town of Butler and to dissolve the incorporation thereof.

And returns same herewith to the Senate.

W. F. Herbert,
Clerk.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has amended as therein shown, and as amended has passed the following Senate bill:

S. 328. To amend an act entitled an act to provide a stenographer for the Supreme Court reporter, to fix the salary of the same and to make appropriations to pay said salary.

And returns same herewith to the Senate.

W. F. Herbert,
Clerk.

HOUSE MESSAGE.

On motion of Mr. Hill, the Senate concurred in the following amendment by the House to S. 328, the title

of which is set out in the foregoing message from the House, to wit:

Amend S. 328 by substituting for the words "seven hundred and fifty," where they occur therein, the words "nine hundred."

Yeas, 20; nays, 1.

Yeas:

Messrs.:	Green	Key	Miller
Arrington	Hartwell	Kline	McCain
Bulger	Hill	Lee	Price
Denson	Holmes	Lewis	Pride
Easterly	Jones	Lusk	Wallace
Elrod			

—20.

Nay: Mr. Higgins.—1.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has amended as therein shown, and as amended has passed the following Senate bill:

S. 838. Regulating the fine and forfeiture fund in the different counties of the State of Alabama, prescribing what claims may be filed against the fine and forfeiture fund of the several counties and prescribing the order of priority in which the same shall be paid.

And returns same herewith to the Senate.

W. F. Herbert,
Clerk.

HOUSE MESSAGE.

On motion of Mr. Hall, the Senate concurred in the following amendment by the House to S. 838, the title of which is set out in the foregoing message from the House, to wit:

Amend S. 838 as follows:

1. By adding thereto section 4½, as follows: "The provisions of this act shall not authorize the filing, presentation or collection of any claim of any character whatever issued prior to January 1, 1915."

2. By striking out section 5, and inserting in lieu thereof the following: "The provisions of this shall not

be construed as in any wise affecting or repealing any local or special law, but all general laws in conflict with the provisions of this act are hereby repealed."

Yeas, 22; nays, 0.

Yeas:

Messrs.:	Ellis	Hollis	McCain
Arrington	Elrod	Jones	Pride
Bonner	Faulk	Key	Thach
Brown	Hall	Kline	Weathers
Burns	Hartwell	Lewis	Winkler
Denson	Hill	Miller	—22.

Nays, 0.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has non-concurred in the Senate amendment to:

H. 1589. To provide for the employment of State convicts in mining coal on the coal lands of the University of Alabama.

And requests Committee of Conference. Committee on part of the House, Messrs. Davis, Rogers of Sumter, Ryan.

And sends same herewith to the Senate.

W. F. Herbert,
Clerk.

HOUSE MESSAGE.

On motion of Mr. Jones, the Senate acceded to the request of the House for a Committee of Conference on the disagreement of the two Houses on the Senate amendments to H. 1589, the title of which is set out in the foregoing message from the House.

And the President of the Senate appointed as conferees on the part of the Senate, Messrs. Arrington, Hartwell and Lee.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has passed the following Senate bill:

S. 433. To amend an act to amend section sixty-nine hundred and sixty-four of the criminal Code of 1907,

said act approved April 20th, 1911. (Relates to times of killing squirrels.)

And returns same herewith to Senate.

W. F. Herbert,
Clerk.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and adopted the following joint resolution:

By Mr. Shapiro:

H. J. R. 266. Joint resolution commendatory of the work of the Alabama State department of archives and history.

In order to make formal record of the importance and value of the reference service, including bill-drafting, performed by the Alabama State department of archives and history during the current session, and in appreciation of the work of its officials and employees, and by way of encouragement to larger growth and usefulness for the future,

Be it resolved by the Legislature of Alabama:

1. That its unreserved endorsement and approval is hereby given the work of the department of archives and history and particularly the activities popularly known as reference work, a service which has brought to the assistance of members, both of the Senate and House of Representatives, ready and reliable information, statistics, digests, and surveys on the hundreds of difficult subjects presented for consideration during the session, a service which has also afforded members expert aid in the drafting of bills, and in numerous other ways has contributed to a better performance of legislative duties.

2. That it is the sense of this Legislature that the research extension and reference service of the department be further enlarged and developed so that future Legislatures may be still better served; and that the people of the State be encouraged to make use of the practically unlimited historical and reference resources of the department.

3. That the members hereby tender to the director, Dr. Thomas M. Owen, and to the entire staff of the de-

partment grateful acknowledgment and appreciation of their acceptable service, their unfailing courtesy, and the zeal, intelligence and enthusiasm with which they perform their duties.

And sends same herewith to the Senate.

W. F. Herbert,
Clerk.

HOUSE MESSAGE.

On motion of Mr. Lewis, the Senate concurred in and adopted H. J. R. 266, set out in the foregoing message from the House.

REPORT OF CONFERENCE COMMITTEE ON H. 1607.

To the President of the Senate:

Your Committee on Conference having under consideration H. 1607, beg leave to report as follows:

1. We recommend that the House recede from its position and concur in the Senate amendment.
2. We recommend that the Senate adopt and the House concur in the following amendment or section 3 of the bill:

Sec. 3. That such bailiffs shall serve all process issuing out of their respective divisions when required to do so by the judge of their respective division, and they are hereby authorized to such process.

And that the House concur therein.

W. W. Hill,
Oscar S. Lewis,
Thos. J. Judge,
Committee on part of the Senate.
Isadore Shapiro,
W. S. Welch,
H. M. Judge,
Committee on part of the House.

CONFERENCE REPORT.

On motion of Mr. Hill, the Senate concurred in and adopted the report of the Committee of Conference on the disagreement of the two Houses on the Senate

amendment to H. 1607, as set out in the foregoing report of said Committee of Conference.

Yeas, 26; nays, 0.

Yeas:

Messrs :	Cooper	Hill	Miller
Arrington	Denson	Hollis	Milner
Bell	Ellis	Jones	Price
Bonner	Elrod	Judge	Pride
Brown	Green	Key	Weathers
Bulger	Hall	Kline	Winkler
Burns	Hartwell	Lewis	

—26.

Nays, 0.

BILLS ON THIRD READING.

The bill:

H. 1106. To provide for the discovery of assets of judgment debtors, and to facilitate the enforcement of collection of judgments in courts of law or equity in this State.

Was read a third time at length and passed.

Yeas, 19; nays, 0.

Yeas:

Messrs.:	Easterly	Key	Price
Bonner	Elrod	Kline	Pride
Brown	Hall	Lee	Thach
Burns	Higgins	Lewis	Wallace
Cooper	Holmes	McCain	Winkler

—19.

Nays, 0.

The bill:

H. 1381. To amend an act entitled "An act to amend section 4546 of the Code of Alabama of 1907," approved April 24, 1911.

Was read a third time at length and passed.

Yeas, 24; nays, 0.

Yeas:

Messrs.:	Bonner	Bulger	Cooper
Arrington	Brown	Burns	Denson

Easterly	Hartwell	Kline	Price
Ellis	Hill	Lee	Pride
Elrod	Judge	Lewis	Thach
Green	Key	Miller	Winkler
Hall			—24.

Nays, 0.

The bill:

H. 113. To amend section 4747 of the Code of Alabama of 1907.

Was taken up.

The Committee on Revision of Laws offered the following amendment to said bill:

Amend the bill as follows: First, by striking out the words "insolvency or," where they first appear therein. Second, by striking out the words "or insolvency" at the end of the bill, and third by striking out the word "four," where it last appears therein, and insert in lieu thereof the word "twelve."

Mr. Lusk offered the following amendment to said committee amendment:

Amend the amendment by adding thereto and further amend the bill by making "four months," where first appearing in the bill, read "six months," and by striking out of the bill the last two words of the bill, "or insolvency."

Which was adopted.

And said committee amendment, as thus amended, was adopted.

Yeas, 20; nays, 1.

Yeas:

Messrs.:	Easterly	Key	Price
Bell	Ellis	Kline	Pride
Bonner	Green	Lusk	Wallace
Brown	Hartwell	Miller	Weathers
Burns	Judge	McCain	Winkler
Denson			—20.

Nay: Mr. Lewis.—1.

And said bill, as thus amended, was read a third time at length and passed,

Yeas, 13; nays, 7.

Yeas:

Messrs.:	Cooper	Kline	Wallace
Arrington	Ellis	Lusk	Weathers
Bonner	Hartwell	Pride	Winkler
Brown	Key		

—13.

Nays:

Messrs.:	Elrod	Lewis	McCain
Easterly	Higgins	Miller	Price

—7.

The bill:

H. 426. Permitting husband and wife to testify for or against each other in criminal cases.

Was taken up.

Mr. Lusk offered the following amendment to said bill:

Amend the bill by adding after last words of the bill these words: "But shall not be compelled to do so."

Which was adopted.

Yeas, 23; nays, 0.

Yeas:

Messrs.:	Denson	Higgins	Miller
Arrington	Easterly	Judge	McCain
Bonner	Ellis	Key	Price
Brown	Elrod	Kline	Pride
Bulger	Green	Lewis	Thach
Burns	Hartwell	Lusk	Winkler

—23.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed,

Yeas, 23; nays, 1.

Yeas:

Messrs.:	Brown	Denson	Hartwell
Arrington	Bulger	Easterly	Higgins
Bonner	Burns	Ellis	Jones

Judge	Lewis	McCain	Wallace
Key	Lusk	Price	Weathers
Kline	Miller	Pride	Winkler

—23.

Nay: Mr. Elrod.—1.

The bill:

H. 225. To amend section 1322 of the Code of Alabama.

Was taken up.

The Committee on Judiciary offered the following amendment to said bill:

Amend by striking out the words "subject to," in line 12, and insert in lieu thereof the following, "free from all;" and by adding after the word "made," in line 14, these words, "and shall be included in one suit for such taxes against the taxpayer;" and by adding to the end of the bill these words, "the provisions of this act shall be in addition to other remedies now provided by law."

Mr. Hartwell moved to table said amendment, which motion was lost.

Mr. Lusk then moved to indefinitely postpone said bill and amendment, which motion prevailed, and said bill and amendment were indefinitely postponed.

The bill:

H. 219. To amend section 1328 of the Code of Alabama.

Was taken up.

Mr. Hartwell moved to indefinitely postpone said bill, which prevailed, and said bill was indefinitely postponed.

The bill:

H. 1060. To regulate the catching of fish in streams, rivers, lakes, bayous, creeks and sloughs in the State of Alabama and to prohibit the use of seines, cast nets, gill nets, tresmire nets, or nets of a like kind in said waters and within three hundred feet of the mouth thereof, and to provide for the destruction of any of said nets when used in violation of this act, and to provide rules of evidence for prosecutions under the provisions of this act.

Was taken up.

Mr. Hartwell offered the following amendment to said bill:

Amend the title by striking out the words "three hundred feet of," and inserting in lieu thereof the words, "or near."

Amend section one by striking out the words, "and within three hundred feet of," and inserting in lieu thereof the words, "or within, in or near."

Amend said bill by adding thereto section 5½, as follows:

Sec. 5½. Provided, further, that the provisions of this act shall not apply during an open season of two months, beginning July the fifteenth and ending September the fifteenth of each year to the use of the seines or nets described in section one hereof in streams in which the tide does ebb and flow.

Which was adopted.

Yeas, 18; nays, 7.

Yeas:

Messrs.:	Cooper	Hartwell	Price
Arrington	Denson	Higgins	Pride
Bonner	Easterly	Holmes	Weathers
Bulger	Elrod	Kline	Winkler
Burns	Green	McCain	—18.

Nays:

Messrs.:	Hill	Lee	Miller
Ellis	Key	Lusk	Wallace
			—7.

And said bill, as thus amended, was read a third time at length and lost.

Yeas, 14; nays, 14.

Yeas:

Messrs.:	Green	Judge	Wallace
Arrington	Hall	Kline	Weathers
Bulger	Hartwell	Lewis	Winkler
Denson	Holmes	Price	—14.

Nays:

Messrs.:	Easterly	Hill	Miller
Bonner	Ellis	Jones	McCain
Brown	Elrod	Key	Pride
Burns	Higgins	Lusk	—14.

The above vote being a tie, the President protem and presiding officer of the Senate voted "nay"

The bill:

H. 490. To appropriate the sum of three hundred dollars out of the fund of the department of agriculture, provided by section 52 of the Code, to pay Emmet A. Jones for work as a clerk in the department of agriculture.

Was read a third time at length and passed.

Yeas, 19; nays, 2.

Yeas:

Messrs.:	Ellis	Hill	Lewis
Arrington	Elrod	Holmes	Miller
Bonner	Green	Judge	Price
Bulger	Hall	Key	Wallace
Denson	Higgins	Kline	Winkler

—19.

Nays: Messrs. Lusk and Pride.—2.

The bill:

H. 532. To authorize municipal corporations in the State of Alabama to make temporary loans in anticipation of the collection of taxes.

Was taken up.

Mr. Jones moved to table said bill, which prevailed, and said bill was tabled.

The bill:

H. 653. To repeal section 562 of the Code of Alabama.

Was read a third time at length and passed.

Yeas, 19; nays, 0.

Yeas:

Messrs.:	Cooper	Hill	Lusk
Arrington	Ellis	Jones	Price
Bonner	Elrod	Judge	Pride
Bulger	Green	Key	Wallace
Burns	Higgins	Kline	Winkler

—19.

Nays, 0.

The bill:

H. 287. To amend section 4237 of the 1907 Code of Alabama.

Was read a third time at length and passed.

Yeas, 23; nays, 0.

Yeas:

Messrs.:	Cooper	Hartwell	Kline
Arrington	Easterly	Higgins	Lee
Bell	Ellis	Hill	Lewis
Bonner	Elrod	Holmes	McCain
Bulger	Green	Jones	Price
Burns	Hall	Key	Pride

—23.

Nays, 0.

The bill:

H. 392. To prescribe the time within which proceedings for the disbarment of an attorney-at-law must be begun.

Was read a third time at length and passed.

Yeas, 25; nays, 0.

Yeas:

Messrs.:	Ellis	Jones	McCain
Arrington	Elrod	Key	Pride
Bonner	Green	Kline	Thach
Brown	Hall	Lee	Wallace
Bulger	Higgins	Lusk	Weathers
Burns	Hill	Miller	Winkler
Denson	Holmes		

—25.

Nays, 0.

The bill:

H. 1495. To amend section 1196 of the Code of Alabama.

Was read a third time at length and passed.

Yeas, 24; nays, 0.

Yeas:

Messrs.:	Bonner	Bulger	Cooper
Arrington	Brown	Burns	Easterly

Ellis	Hill	Kline	McCain
Elrod	Jones	Lewis	Price
Green	Judge	Lusk	Pride
Hartwell	Key	Miller	Weathers
Higgins			—24.

Nays, 0.

MESSAGE FROM THE GOVERNOR.

To the Senate:

I am herewith returning to you S. 390, without my approval.

This is a bill appropriating \$10,000.00 annually, to carry out in good faith the agreement made by the governing body of the University of Alabama with the managers of certain school funds, that if a certain amount, \$40,000.00, be given to the university as an endowment for a certain deposit, that the State would appropriate \$10,000.00 annually.

I believe that all agreements should be carried out in good faith, but we are endeavoring to cut down the annual appropriations where they will be in keeping with the revenues, and this is entirely a new appropriation and future Legislatures can take care of the good faith involved by making appropriations as, in their opinion, the condition of the treasury shall warrant.

Chas. Henderson,
Governor.

GOVERNOR'S MESSAGE.

On motion of Mr. Brown, the Senate refused to reconsider and pass said bill, S. 390, the Governor's veto to the contrary notwithstanding.

Yeas, 0; nays, 22.

Nays:

Messrs.:	Ellis	Hill	Price
Arrington	Elrod	Judge	Pride
Bell	Green	Key	Wallace
Bulger	Hall	Kline	Weathers
Burns	Hartwell	Lewis	Winkler
Easterly	Higgins	Lusk	—22.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has concurred in and adopted the Senate amendments to the following House bills:

H. 426. Permitting husband and wife to testify for or against each other in criminal cases.

Also,

H. 113. To amend section 4747 of the Code of Alabama of 1907.

W. F. Herbert,
Clerk.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has passed the following Senate bill:

S. 872. To require the State auditor to place upon the pension roll in appropriate class, all widows of Confederate soldiers or sailors who are entitled to a pension under the general laws of the State, but who filed their application for a pension in the office of the judge of probate of the county instead of with the county board of pension examiners.

And returns the same herewith to the Senate.

W. F. Herbert,
Clerk.

RESOLUTIONS.

Mr. Hill offered the following resolution:

S. R. 195. Resolved by the Senate, that the secretary of the Senate, the assistant secretary of the Senate, the chief clerk of the Senate, and three other clerks, be and they are hereby given and allowed thirty days after final adjournment of the present session to complete the work of the Senate, and to check over, compare and revise the Journals of the present session, and that they each be allowed the same per diem as they now receive.

Under a suspension of the rules, the above and foregoing resolution was adopted by the Senate.

Mr. Miller offered the following resolution:

S. R. 196. Resolved, that the hands of the clock shall not be turned back to-night, and that the Senate stands adjourned sine die at twelve o'clock sharp to-night.

Which was read at length and referred to the Standing Committee on Rules.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has concurred in and adopted the conference report on the disagreement of the two Houses on Senate amendments to H. 1607.

W. F. Herbert,
Clerk.

BILLS ON THIRD READING RESUMED.

The bill:

H. 1611. To authorize municipalities to purchase sanitary or storm sewers and sewage disposal plants and to assess the cost of said sewers to the property drained by them; to provide for the valuation of said sewers; and to prescribe the method of procedure in purchasing such sewers and levying assessments against property drained by them.

Was taken up.

Mr. Lusk moved to indefinitely postpone said bill, which prevailed, and said bill was indefinitely postponed.

The bill:

H. 210. To authorize corporations organized under the laws of Alabama for educational purposes to sell all or any part of their property, and to provide the method of conveying the same.

Was read a third time at length and passed.

Yeas, 24; nays, 0.

Yeas:

Messrs.	Easterly	Holmes	Miller
Arrington	Elrod	Judge	McCain
Bell	Green	Key	Pride
Brown	Hartwell	Kline	Thach
Bulger	Higgins	Lewis	Weathers
Burns	Hill	Lusk	Winkler
Cooper			

—24.

Nays, 0.

The bill:

H. 211. To provide for the disposition of the proceeds of the sale of all or any part of its property by a corporation organized under the laws of Alabama for educational purposes which has issued shares of stock and which has ceased to engage in the business for which it was organized.

Was read a third time at length and passed.

Yeas, 24; nays, 0.

Yeas:

Messrs.:	Elrod	Jones	Milner
Arrington	Hall	Judge	McCain
Bonner	Hartwell	Kline	Pride
Bulger	Higgins	Lee	Thach
Burns	Hill	Lewis	Wallace
Easterly	Hollis	Lusk	Weathers
Ellis			—24.

Nays, 0.

The bill:

H. 1597. To regulate and prescribe the method of securing jury trials in civil causes at law and in misdemeanors, and to prescribe how such causes shall be tried without the intervention of a jury and reviewed.

Was taken up.

The Committee on Judiciary offered the following amendment to said bill:

Amend by striking out all of section 2.

Make "shall," in line 3, from bottom of section 3, read "should."

Mr. Lusk moved that said amendment be laid upon the table, which motion prevailed, and said amendment was laid on the table.

Mr. Lusk then offered the following amendment to said bill:

Amend H. 1597 by striking out section 2, and inserting therein the following as section 2:

2. That in all misdemeanor cases in the circuit court the issue and question of fact shall be tried by the judge of the court without the intervention of a jury except

in causes where a trial by jury is demanded in writing by the defendant, and such written demand filed in the cause with the clerk of the court on or before the first sounding of the cause if the cause is sounded within thirty days after the defendant has been arrested or taken into custody after the finding of the indictment, or within thirty days after the defendant has appealed if the cause is brought to the circuit court by appeal, and if such cause is not sounded within thirty days after the defendant has appealed or been arrested or taken into custody after the finding of the indictment, then such written demand must be filed with the clerk within thirty days after the defendant has appealed or been arrested or taken into custody after the finding of the indictment. A failure to demand in writing a trial by jury as herein provided shall be held and deemed to be a waiver by the defendant of a trial by jury.

Which was adopted.

Yeas, 17; nays, 1.

Yeas:			
Messrs.:	Cooper	Higgins	Lusk
Arrington	Easterly	Holmes	Miller
Bell	Elrod	Kline	McCain
Bonner	Green	Lewis	Pride
Burns	Hartwell		

—17.

Nay: Mr. Key.—1.

And said bill, as thus amended, was read a third time at length and passed.

Nays, 18; yeas, 1.

Yeas:			
Messrs.:	Easterly	Hollis	Miller
Arrington	Faulk	Holmes	McCain
Bonner	Green	Jones	Pride
Bulger	Hartwell	Lewis	Winkler
Cooper	Higgins	Lusk	

—18.

Nay: Mr. Key.—1.

The bill:

H. 1429. To authorize and empower the courts of county commissioners of the various counties of the State to make appropriations for the operation, support, upkeep and maintenance of the naval militia of the State of Alabama.

Was read a third time at length and passed.

Yeas, 21; nays, 0.

Yeas:

Messrs.:	Ellis	Holmes	McCain
Bell	Faulk	Judge	Pride
Bonner	Hall	Lee	Thach
Brown	Hartwell	Lusk	Weathers
Burns	Hill	Milner	Winkler
Denson	Hollis		

—21.

Nays, 0.

The bill:

H. 1662. To repeal an act entitled "An act to regulate the proceedings of justices of the peace and notaries public with powers of justices of the peace, in all criminal proceedings," approved August 2, 1915.

Was taken up.

Mr. Bonner moved to indefinitely postpone said bill.

Mr. Jones moved to lay Mr. Bonner's motion on the table, which motion prevailed.

And said bill was read a third time at length and passed.

Yeas; 15; nays, 12.

Yeas:

Messrs.:	Denson	Holmes	Miller
Arrington	Ellis	Jones	Milner
Brown	Green	Key	Pride
Bulger	Hall	Lewis	Weathers

—15.

Nays:

Messrs.:	Hartwell	Kline	McCain
Bell	Higgins	Lee	Price
Bonner	Hill	Lusk	Winkler
Cooper			

—12.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has received the accompanying message from His Excellency, the Governor, proposing an amendment to:

H. 1409. To make appropriations for the ordinary expenses for the executive, legislative and judicial departments of the State, "for the interest on the public debt and for the public schools.

And the House has concurred in and adopted the Governor's amendment.

Yeas, 63; nays, 1.

Which was a majority of all the members elected to the House of Representatives.

And sends same herewith to the Senate.

W. F. Herbert,
Clerk.

MESSAGE FROM THE GOVERNOR.

To the House of Representatives:

I am herewith sending to you suggested amendments to the general appropriation bill, which is H. 1409, in the following particulars:

1st. Subdivision 12 of section 4 under the head of "miscellaneous appropriations for the feeding of prisoners," is \$70,000 per annum increase over previous appropriations, and in view of the liberality which has been shown by the Legislature to the sheriffs of the State and the condition of the treasury, it is my opinion that this increase at least should be subject to be released and paid when in the sound discretion of the Governor the condition of the treasury would permit, in order to prevent excessive and heavy demands being made upon this appropriation at the close of any one year; and the amendments hereinafter proposed are to cover this suggestion.

2nd. Under the second section 6 of the "emergency appropriation," there is appropriated for the use of the public schools of the State the sum of \$500,000. Appropriation for \$350,000 has already been made and is available for the public schools of this State, and in addition thereto other conditional appropriations depend.

ent upon the condition of the treasury; and in order that there may be no conflict between the general appropriation bill and the appropriation already made and provided for the public schools it is proper that this section should be stricken from the general appropriation bill.

I therefore suggest the following amendments:

1st. Amend subdivision 12 of section 4 to read as follows:

"12. For feeding prisoners in county jails, \$200,000 for every year; provided, that \$70,000 of this annual appropriation shall only be paid when in the opinion of the Governor the condition of the treasury will permit."

2nd. Strike out the second section 6 relating to an appropriation of \$500,000 for the public schools.

Chas. Henderson,
Governor.

HOUSE AND GOVERNOR'S MESSAGE.

On motion of Mr. Hartwell, the Senate concurred in and adopted the amendment proposed by His Excellency, the Governor, to H. 1409, the title of which is set out in the foregoing message from the House, and the proposed amendment being set out in the foregoing message from the Governor.

Yeas, 20; nays, 5.

Yeas:

Messrs.:	Elrod	Key	McCain
Bulger	Green	Kline	Price
Burns	Hall	Lee	Thach
Denson	Hill	Lewis	Wallace
Easterly	Judge	Milner	Winkler
Ellis			

—20.

Nays:

Messrs.:	Bonner	Miller	Pride
Bell	Lusk		

—5.

Which was a majority of the whole number elected to the Senate.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has concurred in and adopted the Senate amendments to the following House bill:

H. 1597. To regulate and prescribe the method of securing jury trials in civil causes at law and in misdemeanors and to prescribe how such causes at law shall be tried without the intervention of a jury and reviewed.

W. F. Herbert,
Clerk.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has received the accompanying message from His Excellency, the Governor, proposing an amendment to:

H. 1059. For organizing the farm boys and girls of Alabama into corn clubs, pig clubs, canning clubs, poultry clubs and any other kind of farm life clubs for the purpose of encouraging, interesting and instructing the farm boys and girls in better methods of agriculture, home making, cooking, sewing, and gardening; to provide plans for carrying on this work, to make appropriations for these purposes, and to prescribe methods of drawing and spending same.

The House has adopted and concurred in the Governor's amendment to the above bill.

Yeas, 61; nays, 0.

W. F. Herbert,
Clerk.

MESSAGE FROM THE GOVERNOR.

I am herewith returning to you H. 1059, without my approval, but with an amendment to meet my objections, which if adopted the bill will have my approval.

This is a bill to organize the farm girls and boys of Alabama into various lines of industry pertaining to farm life. It is commendable and will be money well invested. It commences with an appropriation of \$100 annually to each county in the State for the year 1915 and 1916, and thereafter carrying an appropriation of \$200 to each county. I think that for

the next four year that \$100 annually would be sufficient, especially in view of the strained condition of the treasury, and the effect of my amendment is simply to limit the appropriation to \$100 for each county for the next four years, and the next Legislature can take such action in increasing the amount if the benefits derived would justify.

The amendment is as follows. Section 1 be amended so as to read as follows:

Section 1. That from and after the passage of this act there shall be and there is hereby appropriated out of the State treasury any funds not otherwise appropriated the sum of \$100 annually for the years 1915, 1916, 1917 and 1918 for each county that raises \$100 annually for each of the years named by an appropriation by the county board of revenue or county commissioners or other body having similar jurisdiction in the county; the State fund of \$100 to be available to a county when the State auditor receives a certified statement from the probate judge or president of the county board of revenue or county commissioners or other body having similar jurisdiction in the county showing that the county has made the appropriation of \$100. The State and county funds herein provided are to be used for prizes and premiums and for otherwise encouraging and instructing the farm boys and girls in their club work."

Chas. Henderson,
Governor.

HOUSE AND GOVERNOR'S MESSAGE.

On motion of Mr. Key, the Senate concurred in and adopted the amendment proposed by His Excellency, the Governor, to H. 1059, the title of which is set out in the foregoing message from the House, and the proposed amendment is set out in the foregoing message from the Governor.

Yeas, 21; nays, 2.

Yeas:

Messrs.:
Bell

Brown
Bulger

Burns
Cooper

Denson
Ellis

Green	Jones	Lewis	McCain	
Hall	Judge	Miller	Pride	
Higgins	Key	Milner	Winkler	
Hollis	Kline			—21.

Nays: Messrs. Bonner and Lusk—2.

Which was a majority of the whole number elected to the Senate.

BILLS ON THIRD READING RESUMED.

The bill:

H. 1328. To amend section 4897 of the 1907 Code of Alabama.

Was read a third time at length and passed.

Yeas, 21; nays, 2.

Yeas:

Messrs.:	Green	Holmes	Lusk	
Arrington	Hall	Jones	McCain	
Brown	Hartwell	Judge	Price	
Bulger	Higgins	Kline	Thach	
Cooper	Hill	Lewis	Weathers	
Denson	Hollis			—21.

Nays: Messrs. Bonner and Key.—2.

The bill:

H. 1276. To amend sections 1647 and 1648 of the printed Code of Alabama of 1907.

Was taken up.

Mr. Jones moved that said bill be laid upon the table, which motion prevailed, and said bill was laid upon the table.

The bill:

H. 487. To prohibit persons, firms and corporations from painting or causing to be painted signs and advertisements on private property and along the public highways and to provide a penalty therefor.

Was taken up.

Mr. Lewis moved to indefinitely postpone said bill, which motion prevailed, and said bill was indefinitely postponed.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has amended as therein shown, and as amended has passed the following Senate bill:

S. 363. To authorize the State auditor to sell, the sale of lands for taxes made by the tax collectors in this State previous to the first day of January, 1911, where such lands were bid in for the State and have not been redeemed by the owner or persons entitled under the laws of the State to redeem such lands, or that have not been sold or transferred by the State under any law governing the sale or transfer of lands sold for taxes, at the price stated in the original certificate of sale.

And returns same herewith to the Senate.

W. F. Herbert,
Clerk.

HOUSE MESSAGE.

On motion of Mr. Hill, the Senate concurred in the following amendment by the House to S. 363, the title of which is set out in the foregoing message from the House, to wit:

A BILL

To be entitled an act to provide for the sale of lands bought in by the State at tax sales and which, after the lapse of five years from such sale, have not been redeemed by any person entitled thereto.

Be it enacted by the Legislature of Alabama:

Section 1. That when lands have been sold for taxes and bought in by the State, and after the lapse of five years from such sale, no person entitled thereto has redeemed the same, the auditor, with the consent and approval of the Governor, may sell all the right, title and interest of the State in and to such lands at the best price obtainable, which price shall not be less than the sum for which the lands were bid in by the State.

Sec. 2. All laws in conflict herewith are hereby repealed.

Yeas, 24; nays, 0.

Yeas :

Messrs. :	Denson	Jones	Miller
Bell	Green	Judge	Milner
Bonner	Hall	Key	McCain
Brown	Higgins	Kline	Pride
Bulger	Hill	Lewis	Wallace
Burns	Holmes	Lusk	Weathers
Cooper			

—24.

Nays, 0.

MESSAGE FROM THE HOUSE.

Mr. President :

The House has originated and passed the following House joint resolutions :

By Mr. John :

H. J. R. 269. To appoint a commission for the purpose of considering sundry subjects of legislation to be submitted at the next session of the State Legislature.

Be it resolved by the Legislature of Alabama :

(1) That a commission consisting of the Governor, chief justice of the Supreme Court, presiding judge of the Court of Appeals, the attorney general and the director of the department of archives and history, is hereby appointed, whose duty it shall be to make an investigation of the subjects of workmen's compensation, registration and insurance of land titles, penitentiary and criminal administration, conservation of natural resources of the State, and such other subjects as to the commission may be important.

(2) That the commission shall submit a report of its investigation to the next ensuing regular session of the Legislature, together with bills, so prepared as to carry into effect such recommendation.

And sends same herewith to the Senate.

W. F. Herbert,
Clerk.

HOUSE MESSAGE.

On motion of Mr. Bulger the rules were suspended, and the H. J. R. 269, set out in the foregoing message from the House was concurred in and adopted.

BILLS ON THIRD READING RESUMED.

The bill:

H. 1476. To appropriate the sum of two hundred and fifty-five dollars to pay an account due and owing by the State tax commission to Dewberry & Montgomery.

Was taken up.

Mr. Lusk offered the following amendment to said bill:

Amend H. 1476 by adding at the end of said bill the following:

"Section Provided, however, that the Governor, the attorney general, the State auditor, the State treasurer and the director of the department of archives and history shall be and constitute a commission whose duty it shall be to ascertain how much is due, and shall make an award in writing to the Governor as to the amount so due, and the said Governor shall, in writing, order the State auditor to draw his warrant upon the State treasurer for the amount ascertained to be due, and it shall be the duty of the State treasurer to pay said warrant out of any money in the treasury not otherwise appropriated."

Which was adopted.

Yeas, 22; nays, 0.

Yeas:

Messrs.:	Cooper	Hartwell	Lusk
Arrington	Easterly	Hill	Miller
Bell	Ellis	Holmes	McCain
Bonner	Elrod	Jones	Pride
Bulger	Green	Key	Thach
Burns	Hall	Lee	

—22.

Nays, 0.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 13; nays, 5.

Yeas:

Messrs.:	Denson	Judge	Lewis
Arrington	Green	Key	Lusk
Bell	Hall	Kline	Weathers
Bulger	Hartwell		

—13.

Nays:
 Messrs.: Higgins Milner Pride
 Bonner Holmes —5.

The bill:

H. 1478. To appropriate the sum of six hundred and one and 99/100 dollars to pay Loveman, Joseph & Loeb for balance due on contract for furnishing House and Senate chambers as per contract.

Was taken up.

Mr. Lusk offered the following amendment to said bill:

Amend H. 1478 by adding at the end of said bill the following:

"Section Provided, however, that the Governor, the attorney general, the State auditor, the State treasurer and the director of the department of archives and history shall be and constitute a commission whose duty it shall be to ascertain how much is due, and shall make an award in writing to the Governor as to the amount so due, and the said Governor shall, in writing, order the State auditor to draw his warrant upon the State treasurer for the amount ascertained to be due, and it shall be the duty of the State treasurer to pay said warrant out of any money in the treasury not otherwise appropriated."

Which was adopted.

Yeas, 24; nays, 1.

Yeas:
 Messrs.: Ellis Hollis Miller
 Arrington Elrod Jones Milner
 Bell Green Judge Pride
 Bonner Hall Key Thach
 Bulger Hartwell Lee Weathers
 Burns Higgins Lusk Winkler
 Denson —24.

Nay: Mr. Holmes.—1.

And said bill, as thus amended, was read a third time at length and passed.

Yeas, 12; nays, 9.

Yeas:			
Messrs.:	Hill	Kline	Wallace
Denson	Jones	Lewis	Weathers
Hall	Key	Lusk	Winkler
Hartwell			—12.

Nays:			
Messrs.:	Cooper	Holmes	Milner
Arrington	Green	Miller	Price
Bonner	Higgins		—9.

The bill:

H. 1479. To change and define the boundary line of Jefferson county, Alabama, between said county and the county of Tuscaloosa.

Was read a third time at length and passed.

Yeas, 29; nays, 0.

Yeas:			
Messrs.:	Denson	Hill	Lee
Arrington	Easterly	Hollis	Lusk
Bell	Ellis	Holmes	Miller
Bonner	Elrod	Jones	Milner
Brown	Green	Judge	McCain
Bulger	Hall	Key	Pride
Burns	Hartwell	Kline	Thach
Cooper	Higgins		—29.

Nays, 0.

The bill:

H. 126. To authorize and regulate the granting of writs of certiorari.

Was read a third time at length and passed.

Yeas, 12; nays, 9.

Yeas:			
Messrs.:	Higgins	Lewis	Pride
Arrington	Hill	Lusk	Wallace
Bulger	Kline	Miller	Winkler
Hartwell			—12.

Nays:			
Messrs.:	Cooper	Hall	Key
Bell	Denson	Holmes	Milner
Bonner	Green		—9.

The bill:

H. 296. To amend section 4263 and section 4264 of the Code of Alabama of 1907.

Was taken up.

Mr. Hill moved to lay said bill and amendment upon the table, which motion prevailed, and said bill was laid upon the table.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has concurred in the Senate amendment to the following House bills: H. 1476 and H. 1478.

W. F. Herbert,
Clerk.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has non-concurred in the Conference report on the disagreement of the two Houses on the Senate amendment to H. 1589.

And sends same herewith to the Senate.

W. F. Herbert,
Clerk.

REPORT OF COMMITTEE OF CONFERENCE ON H. 1589.

To the President of the Senate:

The undersigned members of the Conference Committee to consider the disagreement between the two Houses regarding H. 1589, "to provide for the State convicts to be employed in mining coal on the University coal lands," report and recommend the following:

1. That the Senate recede from all amendments adopted by it.

2. That the Senate amend said bill as follows and that the House concur in said amendments:

(A) "Sec. 9. Provided, that when preparation is made to work convicts in the mines of the University of Alabama then no convicts shall be hired or leased to persons or corporations."

(B) By striking out the following words in House Amendment No. 2: "Twenty-five per cent. of the net

value of labor of every convict, having a living wife or minor child or children, or widowed mother, working in any mine referred to herein, shall be paid by the State at the end of each year to such wife, or the guardian of such child or children, or widowed mother."

(C) By inserting after the word "nine," and before the word "any," in that part of House amendment No. 2 which amends section three of the bill, the words, "or allowed to remain therein."

Respectfully submitted,

Alto V. Lee,
R. H. Arrington,
Harry T. Hartwell,
John A. Rogers,
R. E. Ryan.

CONFERENCE REPORT.

On motion of Mr. Lusk, the Senate concurred in and adopted the report of the Committee of Conference on the disagreement of the two Houses on the Senate amendments to H. 1589, the title to which is set out in the foregoing report of the Committee of Conference.

Yeas, 18; nays, 2.

Yeas:

Messrs.:	Hall	Jones	Miller
Arrington	Hartwell	Judge	Milner
Bell	Higgins	Key	Pride
Cooper	Hill	Lee	Winkler
Elrod	Holmes	Lusk	—18.

Nays: Messrs. Bonner and Lewis.—2.

REPORT FROM COMMITTEE ON ENROLLED BILLS.

Mr. President:

Your Standing Committee on Enrolled Bills beg leave to report that said committee, in session, have compared the following enrolled bills with the engrossed and original bills, respectively, and find same correctly enrolled, to wit:

S. 328. To amend an act, entitled an act, to provide a stenographer for the Supreme Court reporter, to fix the salary of the same, and to make appropriations to pay said salary.

S. 433. To amend an act to amend section sixty-nine hundred and sixty-four of the criminal code of 1907, said act approved April 20th, 1911. (Relates to times of killing squirrels.)

S. 838. Regulating the fine and forfeiture fund in the different counties of the State of Alabama, prescribing what claims may be filed against the fine and forfeiture fund of the several counties and prescribing the order of priority in which the same shall be paid.

S. 872. To require the State auditor to place upon the pension roll, in appropriate class, all widows of Confederate soldiers or sailors who are entitled to a pension under the general laws of the State but who filed their application for a pension in the office of the judge of probate of the county instead of with the county board of pension examiners.

S. 363. To provide for the sale of lands bought in by the State at tax sales and which after the lapse of five years from such sale have not been redeemed by any person entitled thereto.

C. H. Miller,
Chairman.

SIGNING OF BILLS.

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the secretary of the Senate, signed the following bills:

S. 328. To amend an act, entitled an act, to provide a stenographer for the Supreme Court reporter, to fix the salary of the same, and to make appropriations to pay said salary.

S. 433. To amend an act to amend section sixty-nine hundred and sixty-four of the criminal code of 1907, said act approved April 20th, 1911. (Relates to times of killing squirrels.)

S. 838. Regulating the fine and forfeiture fund in the different counties of the State of Alabama, prescribing what claims may be filed against the fine and forfeiture fund of the several counties and prescribing the order of priority in which the same shall be paid.

S. 872. To require the State auditor to place upon the pension roll in appropriate class, all widows of Confederate soldiers or sailors who are entitled to a pension under the general laws of the State, but who filed their application for a pension in the office of the judge of probate of the county instead of with the county board of pension examiners.

S. 363. To provide for the sale of lands bought in by the State at tax sales and which after the lapse of five years from such sale have not been redeemed by any person entitled thereto.

MESSAGE FROM THE HOUSE.

Mr. President:

The Speaker of the House having signed the following House bills, your signature thereto is requested.

H. 1429. To authorize and empower the courts of county commissioners of the various counties of the State to make appropriations for the operation, support, upkeep and maintenance of the naval militia of the State of Alabama.

H. 210. To authorize corporations organized under the laws of Alabama for educational purposes to sell all or any part of their property, and to provide the method of conveying the same.

H. 211. To provide for the disposition of the proceeds of the sale of all or any part of its property by a corporation organized under the laws of Alabama for educational purposes which has issued shares of stock and which has ceased to engage in the business for which it was organized.

H. 1368. To amend section 1509 of the Code of Alabama, 1907.

W. F. Herbert,
Clerk.

SIGNING OF BILLS.

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the secretary of the Senate, signed the following bills:

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H. 211. To provide for the disposition of the proceeds of the sale of all or any part of its property by a corporation organized under the laws of Alabama for educational purposes which has issued shares of stock and which has ceased to engage in the business for which it was organized.

H. 1368. To amend section 1509 of the Code of Alabama, 1907.

MESSAGE FROM THE HOUSE.

Mr. President:

The Speaker of the House having signed the following House bills and House joint resolutions, your signature thereto is requested:

H. 44. To make it unlawful to allow, assist or abet in the escape of patients from either of "The Alabama Insane Hospitals."

H. 86. To provide for the establishment and maintenance of an industrial school for white blind men; to make an appropriation for the establishment and maintenance of said school; to provide for the appointment of a board of trustees to manage said school and to define the objects of same.

H. J. R. 264. House joint resolution relative to the purchase of automobile and motorcycle tags, chauff-

feurs' licenses, stationery and supplies for immediate use of the State board of equalization of State purchasing agent.

H. J. R. 265. House joint resolution relative to the recess judiciary bills being published in pamphlet form and delivered to the officers of the State of the acts of the Legislature.

H. 406. To prohibit the running or operation for pay or profit of what is commonly known as a pool room or billiard room, or any place where pool or billiards are allowed to be played for pay or profit, in the State of Alabama, outside the limits and police jurisdiction of any incorporated city or town therein, and to fix a punishment for the violation of the act.

H. 413. To prevent the fraudulent issue, sale, promotion, negotiation or distribution of any stock, bonds, notes or other securities in the State of Alabama, and to provide for the punishment of any violation of this act.

H. 940. To appropriate the sum of three hundred dollars, out of the fund of the department of agriculture, provided by section 52 of the Code, to pay Emmet A. Jones for work as a clerk in the department of agriculture.

H. 392. To prescribe the time within which proceedings for the disbarment of an attorney-at-law must be begun.

H. 287. To amend section 4237 of the 1907 Code of Alabama.

H. 987. To submit to the qualified voters of the State of Alabama at the general election to be held on the first Tuesday after the first Monday in November, nineteen hundred and sixteen, for their consideration, an amendment to the Constitution of the State authorizing cities, towns and villages, and other municipalities other than the cities of Birmingham and Montgomery, Decatur, New Decatur, and all municipalities located within the counties of Geneva, Pickens, Sumter, Baldwin, Dale, Escambia, Monroe, Henry, Houston, Marengo, Wilcox, Talladega, DeKalb, Jackson and Marshall, to levy and collect annually a tax for the general purposes not exceeding one-half of one per centum of the value of the property therein as assessed for State taxation during the current year in addition to the taxation permitted

by section 216 of the Constituion of 1901, when authorized so to do by the qualified voters thereof.

H. 1022. To define and regulate the practice of optometry in the State of Alabama, and to punish violators thereof, to provide for a State board of examination and registration and to prescribe their duties.

H. 1162. To authorize the recording of affidavits relating to lands in certain instances, and to make said affidavits, or certified copies of the record thereof, evidence sufficient prima facie to establish the facts therein recited.

H. 1381. To amend an act entitled "an act to amend section 4546 of the Code of Alabama of 1907," approved April 24, 1911.

H. 1465. To amend section 354 of the Code of Alabama of 1907.

H. 1466. To amend section 400 of the Code of Alabama of 1907.

H. 1424. To prescribe, fix and regulate contracts of sale for future delivery of stocks, bonds and other commodities, and to make the contract of sale of cotton for future delivery conform with the acts of Congress approved August 18th, 1914, and known as the "United States Cotton Future Act" (including such amendments as may hereafter be made to said act of Congress), and for the punishment of a violation thereof."

H. 1575. To authorize persons who have practiced dentistry or dental surgery in the State of Alabama for twenty years or more, to practice the same.

H. 1623. To amend an act to amend section 637 of the Code of Alabama.

H. 1639. To appropriate the sum of one hundred dollars to I. J. Higginbotham to pay him for two cows killed by the State militia on August 7th and 17th, 1912.

H. 1686. To permit county commissioners in any county of Alabama which has or which may hereafter have 1575 square miles to succeed themselves in office if they are properly qualified and elected.

H. 1530. For the relief of J. L. Reeves, former clerk of the circuit court of Tallapoosa county.

H. J. R. 266. House joint resolution commendatory of the work of the Alabama State department of archives and history.

H. 113. To amend section 4747 of the Code of Alabama of 1907.

H. 1106. To provide for the discovery of assets of judgment debtors, and to facilitate the enforcement of collection of judgments in courts of law or equity in this State.

H. 1277. To amend sections 811, 812, 813, 814, 815, 818, and 819 of the Code of Alabama.

H. 1480. To change and define the boundary line of St. Clair county, Alabama, between said county and the county of Jefferson.

H. 1662. To repeal an act entitled "An act to regulate the proceedings of justices of the peace and notaries public with powers of justices of the peace, in all criminal proceedings," approved August 2, 1915.

H. 1669. To provide for the codification and publication of the acts of Alabama, enacted subsequent to the Code of 1907.

W. F. Herbert,
Clerk.

SIGNING OF BILLS AND RESOLUTIONS.

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the secretary of the Senate, signed the following bills and resolution:

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H. 406. To prohibit the running or operation for pay or profit of what is commonly known as a pool room or billiard room, or any place where pool or billiards are allowed to be played for pay or profit, in the State of Alabama, outside the limits and police jurisdiction of any incorporated city or town therein, and to fix a punishment for the violation of the act.

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H. 987. To submit to the qualified voters of the State of Alabama at the general election to be held on the first Tuesday after the first Monday in November, nineteen hundred and sixteen, for their consideration, an amendment to the Constitution of the State, authorizing cities, towns and villages, and other municipalities other than the cities of Birmingham and Montgomery, Decatur, New Decatur, and all municipalities located within the counties of Geneva, Pickens, Sumter, Baldwin, Dale, Escambia, Monroe, Henry, Houston, Marengo, Wilcox, Talladega, DeKalb, Jackson and Marshall, to levy and collect annually a tax for the general purposes not exceeding one-half of one per centum of the value of the property therein as assessed for State taxation during the current year in addition to the taxation permitted by section 216 of the Constitution of 1901, when authorized so to do by the qualified voters thereof.

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H. 1162. To authorize the recording of affidavits relating to lands in certain instances, and to make said affidavits, or certified copies of the record thereof, evidence sufficient prima facie to establish the facts therein recited.

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H. 1623. To amend an act to amend section 637 of the Code of Alabama.

H. 1639. To appropriate the sum of one hundred dollars to I. J. Higginbotham to pay him for two cows killed by the State militia on August 7th and 17th, 1912.

H. 1686. To permit county commissioners in any county of Alabama which has or which may hereafter have 1575 square miles to succeed themselves in office if they are properly qualified and elected.

H. 1530. For the relief of J. L. Reeves, former clerk of the circuit court of Tallapoosa county.

H. J. R. 266. House joint resolution commendatory of the work of the Alabama State department of archives and history.

H. 113. To amend section 4747 of the Code of Alabama of 1907.

H. 1106. To provide for the discovery of assets of judgment debtors, and to facilitate the enforcement of collection of judgments in courts of law or equity in this State.

H. 1277. To amend sections 811, 812, 813, 814, 815, 818, and 819 of the Code of Alabama.

H. 1480. To change and define the boundary line of St. Clair county, Alabama, between said county and the county of Jefferson.

H. 1662. To repeal an act entitled "An act to regulate the proceedings of justices of the peace and notaries public with powers of justices of the peace, in all criminal proceedings," approved August 2, 1915.

H. 1669. To provide for the codification and publication of the acts of Alabama, enacted subsequent to the Code of 1907.

MESSAGE FROM THE HOUSE.

Mr. President:

The Speaker of the House having signed the following House bills and House joint resolutions, your signature thereto is requested:

H. 62. To define, regulate and control the business of the making of loans or advancements of money in sums of two hundred dollars or less in amount, and to regulate the assignment of wages and salary, when given for such loans or advancements, and to punish acts in violation of the provisions hereof.

H. 209. To regulate and prescribe the manner and way of transferring, assigning and satisfying recorded liens or claims of liens on real property, and to fix the time when such recorded liens or claim of liens are presumed satisfied in all counties in the State of Alabama, which now have or which may hereafter have a population of more than one hundred and fifty thousand according to the last Federal census, or any such census which may hereafter be taken.

H. 602. To fix the term for the holding of the criminal court of Jefferson county, Alabama.

H. 1125. To authorize and empower State banks, savings banks and trust companies organized under the laws of the State of Alabama, to subscribe for stock and

become members of the Federal reserve bank authorized under act of Congress adopted December 23, 1913.

H. 1178. To provide for the more efficient working of the public roads and construction and repair of bridges in Cullman county; to create a road commission in said county and define its powers and duties; to provide for a road supervisor, fix his compensation and define his duties and to authorize the employment of a highway engineer; to provide for the appointment of road foremen in the several precincts in the county; fix their compensation and define their duties and powers; to authorize the purchase of necessary tools, teams, road machines and other implements; to provide for a commutation fee in lieu of working the roads; to prevent the obstruction and damage to the public roads and bridges and to prescribe rules and regulations and penalties in order to carry into effect the purposes of this act.

H. 1590. To authorize county commissioners or boards of revenue in counties in this State of one hundred and fifty thousand inhabitants or more according to the last Federal census, or any subsequent Federal census to employ janitors for court houses and other county buildings.

H. 1646. To provide for the payment and regulation and status of claims and fees of witnesses before the grand jury and circuit and county courts of counties having a population not exceeding 18,700 and not less than 18,300 according to the census of 1910, and to prohibit the dealing therein.

H. 1654. To repeal an act entitled an act to regulate the taxing of dogs in Madison county, Alabama, and for the protection of sheep, cattle, horses, swine and other live stock in said county, and to provide penalties for its violation.

H. 1667. To make an appropriation for the equipment and maintenance of the Alabama room in the Confederate memorial Meseum at Richmond, Va.

H. 1685. To repeal section 17 of an act to prescribe and fix the license or privilege tax to be paid by every person, firm, company, corporation or association engaged in any business, vocation, occupation, calling or profession in this State, or who shall in this State

exercise any privileges, for which a license or privilege tax is or may be charged, to provide for and regulate the collection of such license or privilege tax; to fix the compensation to be paid for the collection of such license or privilege tax; to provide for the distribution, application and safe-keeping of the funds arising from the collection of such license or privilege tax; to fix a penalty for doing business without a license, and to provide for the enforcement thereof, and to further provide for the general revenues. Approved September 14th, 1915.

H. 1283. To provide pensions for soldiers and sailors in the service of the State of Alabama, and to their widows, and for soldiers and sailors in the army or navy of the Confederate States of America, and to their widows, and for the regulation of the payment thereof.

H. 1056. In relation to the Alabama Home of Refuge, a State training school for white girls, and to further regulate and provide for its powers, government, enlargement and re-location; provided for change of name and authorizing judges of municipal courts or recorders of towns and cities to commit girls thereto; regulating the formation of the board of managers, and the filling of vacancies in the board; making an appropriation for suitable grounds or land, and for the erection thereon, and equipping suitable and adequate buildings for said training school; authorizing the sale or exchange of present property of the institution, and the use of the proceeds; making it unlawful to induce, assist or otherwise cause any girl to leave the school, without the consent of the superintendent or officer in charge or to escape therefrom, and providing penalties.

H. J. R. 263. House joint resolution relative to the Governor of Alabama designating October ninth as Fire Prevention Day in Alabama.

H. 443. To create in all cities of the State of Alabama which have a population of as much as one hundred thousand people according to the last Federal census or which shall have such population according to any such census that may be taken hereafter, a board of trustees of the firemen's pension and relief fund in connection with the regularly organized and paid fire department of such cities; to provide for the organization of such

board of trustees; to designate certain members of said board, and provide the method and time of electing the remaining members thereof; to designate and provide for the selection of the officers and agents of said board; to prescribe the powers and duties of said board and its officers and agents; to create in all such cities a firemen's pension and relief fund for the benefit and relief of disabled, sick, retired and other members of such fire department, and the widows, minor children and dependent widowed mothers of such disabled and retired members; to declare the said board of trustees the trustee of such fund; to provide for the use, management and control of said fund; to provide for the raising of such fund and the sources thereof; to provide for the payment into said fund of the fines prescribed and imposed for the violation of certain ordinances of such cities; to provide for the payment into such fund of a certain percentage of the gross premiums less returned premiums received by fire insurance companies doing business within such cities, and for the making of a sworn report by such fire insurance companies of such premiums to the said board of trustees, and to prescribe the penalty for failure to make such payment and report, and for enforcing such penalty; to provide for the payment into such fund of a portion of the monthly salary of each member of such fire department; to authorize such cities to pay into such fund a part of the revenue received from licenses issued by such cities; to provide for the pensioning and relief of disabled, sick, retired and other members of such fire department, and the widows, minor children and dependent widowed mothers of such disabled and retired members; to provide for the payment out of such fund of certain expenses attending the burial and funeral of deceased members of such fire department; to provide for the retirement and re-instatement of members of such fire department; to prescribe the duties of the city attorney and city physician in connection with the said board of trustees and the said fund; to designate the treasurer of such fund and his duty; to provide for the repeal of all laws and parts of laws in conflict herewith; to provide for the exemption of benefits out of said fund from levy; to provide the time of taking effect of this act.

H. 1176. To regulate the fine and forfeiture fund of Cullman county, and provide for the registration and payment of claims against said fund.

H. 1232. To amend section 1856 of the Code of Alabama.

H. 1354. To make an appropriation of fifteen hundred twenty-nine and 70/100 (\$1,529.70) dollars for the relief of the Alabama State Tax Commission.

H. 1527. To appropriate the sum of \$327.21 to pay the Remington Typewriter Company, a corporation, for work and material furnished departments of the State government.

H. 1548. To authorize the court of county commissioners or boards of revenue of counties in this State which now have or which may hereafter have a population of two hundred thousand or more, according to the last preceding Federal census or any subsequent Federal census, to employ a chief clerk and assistant clerks, and fix their compensation.

W. F. Herbert,
Clerk.

SIGNING OF BILLS AND RESOLUTION.

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the secretary of the Senate signed the following bills and resolution:

H. 62. To define, regulate and control the business of the making of loans or advancements of money in sums of two hundred dollars or less in amount, and to regulate the assignment of wages and salary, when given for such loans or advancements, and to punish acts in violation of the provisions hereof.

H. 209. To regulate and prescribe the manner and way of transferring, assigning and satisfying recorded liens or claims of liens on real property, and to fix the time when such recorded liens or claim of liens are presumed satisfied in all counties in the State of Alabama, which now have or which may hereafter have a popula-

tion of more than one hundred and fifty thousand according to the last Federal census, or any such census which may hereafter be taken.

H. 602. To fix the term for the holding of the criminal court of Jefferson county, Alabama.

H. 1125. To authorize and empower State banks, savings banks and trust companies organized under the laws of the State of Alabama, to subscribe for stock and become members of the Federal reserve bank authorized under act of Congress adopted December 23, 1913.

H. 1178. To provide for the more efficient working of the public roads and construction and repair of bridges in Cullman county; to create a road commission in said county and define its powers and duties; to provide for a road supervisor, fix his compensation and define his duties and to authorize the employment of a highway engineer; to provide for the appointment of road foremen in the several precincts in the county; fix their compensation and define their duties and powers; to authorize the purchase of necessary tools, teams, road machines and other implements; to provide for a commutation fee in lieu of working the roads; to prevent the obstruction and damage to the public roads and bridges and to prescribe rules, regulations and penalties in order to carry into effect the purposes of this act.

H. 1590. To authorize county commissioners or boards of revenue in counties in this State of one hundred and fifty thousand inhabitants or more according to the last Federal census, or any subsequent Federal census to employ janitors for court houses and other county buildings.

H. 1646. To provide for the payment and regulation and status of claims and fees of witnesses before the grand jury and circuit and county courts of counties having a population not exceeding 18,700 and not less than 18,300 according to the census of 1910, and to prohibit the dealing therein.

H. 1654. To repeal an act entitled an act to regulate the taxing of dogs in Madison county, Alabama, and for the protection of sheep, cattle, horses, swine and other live stock in said county, and to provide penalties for its violation.

H. 1667. To make an appropriation for the equipment and maintenance of the Alabama room in the Confederate memorial Museum at Richmond, Va.

H. 1685. To repeal section 17 of an act to prescribe and fix the license or privilege tax to be paid by every person, firm, company, corporation or association engaged in any business, vocation, occupation, calling or profession in this State, or who shall in this State exercise any privileges, for which a license or privilege tax is or may be charged; to provide for and regulate the collection of such license or privilege tax, to fix the compensation to be paid for the collection of such license or privilege tax; to provide for the distribution, application and safe-keeping of the funds arising from the collection of such license or privilege tax; to fix a penalty for doing business without a license, and to provide for the enforcement thereof, and to further provide for the general revenues, approved September 14th, 1915.

H. 1283. To provide pensions for soldiers and sailors in the service of the State of Alabama, and to their widows, and for soldiers and sailors in the army or navy of the Confederate States of America, and to their widows, and for the regulation of the payment thereof.

H. 1056. In relation to the Alabama Home of Refuge, a State training school for white girls, and to further regulate and provide for its powers, government, enlargement and relocation; provided for change of name and authorizing judges of municipal courts or recorders of towns and cities to commit girls thereto; regulating the formation of the board of managers, and the filling of vacancies in the board; making an appropriation for suitable grounds or land, and for the erection thereon and equipping suitable and adequate buildings for said training school; authorizing the sale or exchange of present property of the institution, and the use of the proceeds; making it unlawful to induce, assist or otherwise cause any girl to leave the school, without the consent of the superintendent or officer in charge or to escape therefrom, and providing penalties.

H. J. R. 263. House joint resolution relative to the Governor of Alabama designating October ninth as Fire Prevention Day in Alabama.

H. 443. To create in all cities of the State of Alabama which have a population of as much as one hundred thousand people according to the last Federal census or which shall have such population according to any such census that may be taken hereafter, a board of trustees of the firemen's pension and relief fund in connection with the regularly organized and paid fire department of such cities; to provide for the organization of such board of trustees; to designate certain members of said board, and provide the method and time of electing the remaining members thereof; to designate and provide for the selection of the officers and agents of said board; to prescribe the powers and duties of said board and its officers and agents; to create in all such cities a firemen's pension and relief fund for the benefit and relief of disabled, sick, retired and other members of such fire department, and the widows, minor children and dependent widowed mothers of such disabled and retired members; to declare the said board of trustees the trustee of such fund; to provide for the use, management and control of said fund; to provide for the raising of such fund and the sources thereof; to provide for the payment into said fund of the fines prescribed and imposed for the violation of such ordinances of such cities; to provide for the payment into such funds of a certain percentage of the gross premiums less returned premiums received by fire insurance companies doing business within such cities, and for the making of a sworn report by such fire insurance companies of such premiums to the said board of trustees, and to prescribe the penalty for failure to make such payment and report, and for enforcing such penalty; to provide for the payment into such fund of a portion of the monthly salary of each member of such fire department; to authorize such cities to pay into such fund a part of the revenue received from licenses issued by such cities; to provide for the pensioning and relief of disabled, sick, retired and other members of such fire department, and the widows, minor children and dependent widowed mothers of such disabled and retired members; to provide for the payment out of such fund of certain expenses attending the burial and funeral of deceased members of such fire

department; to provide for the retirement and re-instatement of members of such fire department; to prescribe the duties of the city attorney and city physician in connection with the said board of trustees and the said fund; to designate the treasurer of such fund and his duties; to provide for the repeal of all laws and parts of laws in conflict herewith; to provide for the exemption of benefits out of said fund from levy; to provide the time of taking effect of this act.

H. 1176. To regulate the fine and forfeiture fund of Cullman county, and provide for the registration and payment of claims against said fund.

H. 1232. To amend section 1856 of the Code of Alabama.

H. 1354. To make an appropriation of fifteen hundred twenty-nine and 70/100 (\$1,529.70) dollars for the relief of the Alabama State Tax Commission.

H. 1527. To appropriate the sum of \$327.21 to pay the Remington Typewriter Company, a corporation, for work and material furnished departments of the State government.

H. 1548. To authorize the court of county commissioners or boards of revenue of counties in this State which now have or which may hereafter have a population of two hundred thousand or more, according to the last preceding Federal census or any subsequent Federal census, to employ a chief clerk and assistant clerks, and fix their compensation.

REPORT FROM COMMITTEE ON ENROLLED BILLS.

Mr. President:

Your Standing Committee on Enrolled Bills beg leave to report that said committee, in session, have compared the following enrolled bills with the engrossed and original bills, respectively, and find same correctly enrolled, to wit:

S. 329. To create the office of reporter of decisions, provide for his appointment, and fix his compensation

S. 626. To amend section 2967 of the Code of 1907.

S. 762. To protect dipping vats within the State of Alabama.

S. 831. To appropriate the net revenues received by the State from the licensing of motor vehicles, dealers and manufacturers of motor vehicles, garages and chauffeurs to the State highway department.

S. 849. For the relief of Thomas T. Palmer, ex-sheriff of Mobile county, Alabama, for serving subpoenas in various cases on witnesses to appear before the excise commission of the city of Mobile, Alabama.

S. 895. To provide for the better construction, repairing, working and maintaining of public roads and bridges in Baldwin county, Alabama.

S. 822. To further regulate the practice and procedure before the railroad commission of Alabama, or any like body exercising similar jurisdiction in cases involving proposed changes in rates, charges or classification of common carriers in defined cases, and upon appeal from its orders in such cases; to prescribe the notice to be given the public and parties to be affected of hearings and investigations when it is proposed to increase the rates or charges for the transportation of freight or passengers; and to authorize appeals by parties to proceedings in rate cases before said commission or like body from its orders to a chancery court of Montgomery county, and from decrees of said court to the Supreme Court of the State in defined cases; and to prescribe the procedure and practice.

S. 611. To abolish the town of Butler and to dissolve the incorporation thereof.

C. H. Miller,
Chairman.

SIGNING OF BILLS.

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the secretary of the Senate, signed the following bills:

S. 329. To create the office of reporter of decisions, provide for his appointment, and fix his compensation.

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S. 611. To abolish the town of Butler and to dissolve the incorporation thereof.

MESSAGE FROM THE HOUSE.

Mr. President:

The Speaker of the House having signed the following House bills and House joint resolution, your signature thereto is requested:

H. 1607. To provide for the appointment of bailiffs of courts in all counties of the State of Alabama which have a population of one hundred and fifty thousand or more according to the last or any subsequent Federal census and to fix the compensation of such bailiffs.

H. 1328. To amend section 4897 of the 1907 Code of Alabama.

H. 1479. To change and define the boundary line of Jefferson county, Alabama, between said county and the county of Tuscaloosa.

H. 653. To repeal section 562 of the Code of Alabama.

H. 1495. To amend section 1196 of the Code of Alabama.

H. 1597. To regulate and prescribe the method of securing jury trials in civil causes at law and in misdemeanors, and to prescribe how such causes shall be tried without the intervention of a jury and reviewed.

H. 1478. To appropriate the sum of six hundred and one and 99/100 dollars to pay Loveman, Joseph & Loeb for balance due on contract for furnishing House and Senate chambers as per contract.

H. 1476. To appropriate the sum of two hundred and fifty-five dollars to pay an account due and owing by the State tax commission to Dewberry & Montgomery.

H. 426. Permitting husband and wife to testify for or against each other in criminal cases.

H. 126. To authorize and regulate the granting of writs of certiorari.

H. J. R. 269. House joint resolution relating to appointing a commission for the purpose of considering sundry subjects of legislature to be submitted at the next session of the State Legislature.

H. 1409. To make appropriation for the ordinary expenses for the executive, legislative and judicial departments of the State, for the interest on the public debt, and for the public schools.

H. 1059. For organizing the farm boys and girls of Alabama into corn clubs, pig clubs, canning clubs, poultry clubs, and any other kind of farm life clubs for the purpose of encouraging, interesting, and instructing the farm boys and girls in better methods of agriculture, home-making, cooking, sewing, and gardening; to provide plans for carrying on this work, to make appropriations for these purposes, and to prescribe methods of drawing and spending same.

W. F. Herbert,
Clerk.

SIGNING OF BILLS.

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the secretary of the Senate, signed the following bills:

H. 1607. To provide for the appointment of bailiffs of courts in all counties of the State of Alabama which have a population of one hundred and fifty thousand or more according to the last or any subsequent Federal census and to fix the compensation of such bailiffs.

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H. J. R. 269. House joint resolution relating to appointing a commission for the purpose of considering

sundry subjects of legislature to be submitted at the next session of the State Legislature.

H. 1059. For organizing the farm boys and girls of Alabama into corn clubs, pig clubs, canning clubs, poultry clubs, and any other kind of farm life clubs for the purpose of encouraging, interesting, and instructing the farm boys and girls in better methods of agriculture, home-making, cooking, sewing, and gardening; to provide plans for carrying on this work, to make appropriations for these purposes, and to prescribe methods of drawing and spending same.

REPORT FROM COMMITTEE ON REVISION OF THE JOURNAL.

Mr. Holmes, chairman of the Standing Committee on Revision of the Journal, reports that said committee, in session, has examined the Journal of the Senate for the forty-ninth and fiftieth legislative days, and find same contains the proper entries in reference to each bill and resolution contained therein, as required by the Constitution.

H. H. Holmes,
Chairman.

COMMITTEE REPORT.

On motion of Mr. Holmes, the foregoing report from the Committee on Revision of the Journal was adopted, and the Journal of the forty-ninth and fiftieth legislative days of the session, was approved by the Senate.

REPORT OF THE ALABAMA CAPITOL BUILDING COMMISSION, 1915.

Montgomery, Ala., September 15, 1915.

To the Legislature of Alabama:

I have the honor to submit herewith a detailed report of the work and operations of the Alabama Capitol Building Commission, appointed under act approved April 13, 1911.

Very respectfully,
Thomas M. Owen,
Secretary.

REPORT OF THE ALABAMA CAPITOL BUILDING COMMISSION,
1911-1915.

Herewith is submitted a report in detail of the work and business of the Alabama Capitol Building Commission, authorized by act of April 13, 1911, from its meeting or organization on April 27, 1911, to its final adjournment. In the execution of its work numerous sessions of the commission were held, and much taxing and difficult business transacted.

COMMISSION CREATED BY ACT OF APRIL 13, 1911.

It is proper at the outset to give in full the act creating the commission. It is to be found in General Laws of Alabama 1911, pp. 412-413:

No. 369.)

AN ACT

(H. 470.

To make an appropriation for the extension, enlargement, or improvement of the State capitol building, the furnishing of the same, and to provide a building commission to have control and supervision thereof.

Be it enacted by the Legislature of Alabama:

Section 1. That a building commission is hereby created to consist of the Governor, chief justice of the Supreme Court of the State of Alabama, attorney general, State auditor and secretary of State. The director of the department of archives and history shall be secretary of said commission. The said commission to convene only upon the call of the Governor which said commission is clothed with full power and authority for and in behalf of the State of Alabama, to contract for the extension, enlargement or improvement of the present State capitol building; provided, that a part of the appropriation hereinafter made shall be used for the express purpose of providing for the Supreme Court and Appellate Court of the State of Alabama, the executive department and the secretary of State; provided, further, that a part of the appropriation hereinafter made shall also be used in refurnishing the halls of the Senate and of the House of Representatives, and for

fitting up suitable legislative committee rooms and for the relief of the general congested condition of the other departments of the State government. The said building committee shall have the power to adopt all necessary rules, regulations and plans for its own guidance and for the proper conduct of the duties herein imposed, it shall keep a regular journal of its proceedings and shall make a detailed report of its entire work and operations to the next session of the Legislature; provided, that the members of said commission are to serve without compensation.

Sec. 2. That the sum of one hundred thousand dollars, one-half of said sum to be available during the fiscal year ending September 30th, 1912, and the remainder of said fund to be available during the fiscal year 1913, or so much thereof as may be necessary, be and the same is hereby appropriated out of any money in the State treasury not otherwise appropriated, for the purpose of carrying out the provisions of the preceding section, and the State auditor is hereby authorized and directed to draw his warrant for the said amount, or any part thereof, on the State treasurer only upon the requisition of the Governor accompanied by a certificate that said amount or amounts have been contracted for and that the work and labor have been performed.

Approved April 13th, 1911.

ORGANIZATION OF THE COMMISSION.

Under section 1 of the act of appointment, the commission was to consist of the Governor, chief justice of the Supreme Court, the attorney general, the State auditor and the secretary of State, with the director of the department of archives and history as secretary.

At its first meeting April 27, 1911, which convened in obedience to a call by the Governor, the several members of the commission were present as follows: Emmet O'Neal, Governor, Robert C. Brickell, attorney general, Cyrus B. Brown, secretary of State, and C. Brooks Smith, State auditor. The fifth member, James R. Dowell, chief justice, was absent. Dr. Thomas M. Owen, director of the department of archives and history, sec-

retary ex-officio, was also present. Governor O'Neal was elected president.

The commission adopted for its government, the rules and regulations heretofore adopted by the commission appointed under act of February 17, 1903.

ERECTION OF THE NORTH WING TO THE CAPITOL.

At the meeting of organization it was unanimously decided that a north wing or addition to the capitol building be erected, to conform in general plan and size to the south wing.

At its next meeting, May 12, 1911, in accordance with previous request, eight firms of architects appeared before the commission. They severally submitted preliminary plans and specifications, and applied for the position of State architect for the erection of the north wing. After the hearing, Mr. Frank Lockwood, who had been the architect for the erection of the south wing, was unanimously elected.

At the meeting of May 13, tentative plans for the building were adopted. At the meeting of May 22, formal plans were adopted and the architect instructed to invite bids, such bids to be submitted prior to 12 o'clock noon, June 8. At the meeting of June 8, ten bids were submitted, the highest of which was \$119,000. After carefully examining the several bids, and having taken into consideration the solvency, the ability to do the work, and the general character of the bidder, it was decided to accept the proposal of Mr. R. E. L. Majors, his being the lowest offer. The amount of the bid of Mr. Majors, as agreed upon, was \$73,238.38.

Ground was broken for the north wing June 14, in the presence of State officials, employees and servants, and others. At this meeting, Governor O'Neal made an address appropriate to the occasion.

The contract was executed on June 9, and was accompanied by a bond dated July 13, 1911, signed by R. E. L. Majors, as principal, and by the Alabama Fidelity and Casualty Company, as surety, for the sum of \$25,000, conditioned for the faithful execution of the contract.

The contract for the heating plant was awarded to the Staple Heating and Ventilating Company, for \$3,953.13.

The contract for the furnishings, carpets and hangings for the office of the Governor and secretary of State, was awarded to Loveman, Joseph & Loeb, of Birmingham, for \$6,030.50. The contract for the painting and interior decorations was awarded to George W. Harris & Sons, of Birmingham, for \$975.00.

On July 13, 1912, the several offices on the second floor of the north were accepted as complete. On November 9, 1912, the lower floor was accepted.

GENERAL REPAIRS ON THE CAPITOL.

On investigation, it was found that a number of repairs were needed on the old section of the capitol. With the passing years, the natural wear and tear and the giving away of construction, necessitated attention in various forms.

A careful inspection and personal examination of all rooms and halls was made by the commission. To make necessary improvements and repairs, contracts were awarded R. E. L. Majors for painting the base and doors on the first floor of the south wing, for furnishing and putting in new steel door connecting the hall of the House of Representatives with the second floor of the south wing, all for \$631.00. Contract was awarded him also for painting the walls and ceiling on the second and third stories, including the ceiling above the stairs, for the sum of \$95.00. Other small repairs, not necessary to detail, were made under the direction of the commission.

SUPREME COURT REPAIRS.

After a consultation with the chief justice, who on his part had previously conferred with the judges, it was decided that no extensive alterations or improvements should be made in the judges' room or the library. The chief justice made a memorandum of the needs, which consisted of floor coverings, screens, shelving, and improvements in wiring and lighting.

Contracts for these items were let to R. E. L. Majors for \$725.00. The contract included knob and tube wiring on the second floor of the old wing, east from the double doors connecting the lobby of the Senate chamber and the House of Representatives, wiring of rooms and halls, repairing doors and base in hall, repairing all defects in the concealment and installation of the wiring, and the placing of screens in the several offices of the judges. The screen contract also included the placing of screens throughout the entire building.

REFURNISHING SENATE CHAMBER AND HALL OF THE HOUSE
OF REPRESENTATIVES,

The act expressly declares "that a part of the appropriation hereinafter made shall also be used in refurnishing the halls of the Senate and of the House of Representatives, and for fitting up suitable legislative rooms."

The commission, in planning for the erection of the north wing, hereinabove described, as well as for the other improvements required, tentatively set aside approximately \$5,000 for the purpose just referred to. Owing to the fact that no session of the Legislature was anticipated prior to the regular date for convening in January, 1915, nothing was done further in reference to the refurnishing required until the meeting of the commission held on August 8, 1913.

After a series of hearings, extending over more than sixty days, on October 17, 1913, the commission awarded the contract for refurnishing the Senate chamber and the hall of the House of Representatives to Loveman, Joseph and Loeb, of Birmingham. There were several competing bidders.

On the same date a contract, prepared by the attorney general, was entered into between the State of Alabama, through the Alabama Capitol Building Commission, and Loveman, Joseph & Loeb. A guaranty bond for \$5,000, dated November 4, 1913, signed by Loveman, Joseph & Loeb, as principal, and the National Surety Company of New York, as surety, was subsequently filed. For these improvements \$5,043.47 was expended.

The repairs and refurnishings so called for, consisted of a general overhauling of both the Senate chamber and hall of the House of Representatives, the repainting of the woodwork and walls, the purchase of new desks and seats, the erection of stands for the presiding officers, the recovering of the floors with battleship linoleum, and the placing of opera chairs in the galleries. All floors coverings are green, and all furniture is finished in dark mahogany.

Many other smaller improvements were made, believed to be necessary to the comfort and convenience of both halls.

It is greatly to be regretted that space was not found available in the capitol for committee rooms for the Senate and House of Representatives.

The work was completed and accepted in June 1914.

FINANCIAL STATEMENT.

An appropriation of \$100,000 for carrying out the purposes of the act, was made, one-half to be available during the fiscal year ending September 30, 1912, and the remainder during the fiscal year ending September 30, 1913.

The full amount was expended as hereinabove more fully described. The expenditures in detail cover (1) the erection of the north wing of the capitol building, (2) general repairs, (3) repairs on the Supreme Court and offices, and (4) the refurnishing of the Senate chamber and the hall of the House of Representatives.

In the office of the State auditor will be found a full account of all expenditures in detail, together with vouchers in proper form to cover each and every item.

ADDITIONAL NEEDS OF THE CAPITOL.

The commission in the course of its work, has very naturally acquired a close knowledge of the needs of the capitol building, and of the several offices, departments, commissions, bureaus, and boards having offices therein. It is asserted, and without any possibility of contradiction, that a capitol building of at least double

the capacity of the present is needed for the proper transaction of the business of the State.

The Legislature could not take a wiser step than to make an appropriation of \$150,000 each for separate buildings for the judiciary department and for the department of archives and history. Buildings adequate to the needs of these two departments could be placed in the rear of the north and south wings respectively, thus making a handsome group of buildings, without injury to the beauty or utility of the capitol square.

In his message to the Legislature, dated January 12, 1915, pp. 202-205, Governor Emmet O'Neal very strongly emphasized the needs of the State in this direction, the data there given being compiled for him by the secretary of the commission. That section of his message is of sufficient importance to quote in full here, all of which represents the views of the commission, viz:

"I feel that it is appropriate in this connection to refer generally to the appropriations and expenditures which have been made for the State capitol. It will be recalled that on December 14, 1849, the building which had been erected wholly at the expense of the city of Montgomery and presented to the State, was destroyed by fire. The Legislature was then in session. Almost immediately following the fire, or on February 11, 1850, an appropriation of sixty thousand dollars was made by the Legislature for the purpose of rebuilding. With that amount the historic central portion of the present building, known as the old capitol, was erected. Within its historic walls were enacted the stirring scenes incident to the organization of the provisional government of the Confederate States of America, and on its front portico, February 18, 1861, Jefferson Davis, first and only president of the Confederacy, was inaugurated.

"With the growth of the State, by act of February 17, 1885, the sum of twenty-five thousand dollars was appropriated, and with this sum the rear or eastern extension was erected. This portion of the building includes three stories, and extends eastward from the present library entrances to the Supreme Court room.

"With the further growth and development of population, and the needs of increased opportunity for offices and departments demanded by an expanding civilization, by an act of February 17, 1903, the sum of one hundred and fifty thousand dollars was appropriated for the purpose of acquiring lands, and for the erection or acquisition of any necessary additional building or buildings for the use of the State. Of that sum sixty-five thousand dollars was expended for the purchase of the south end of the present capitol square. The central portion, as well as the north end of the capitol grounds, had previously been donated to the State by the city of Montgomery. With the remainder of the appropriation the south wing or addition was built, and all of the several offices and rooms in the old portion of the building were overhauled and repaired.

"The last appropriation was one hundred thousand dollars, made by act of April 13, 1911. The four appropriations above referred to total three hundred and thirty-five thousand dollars, representing the entire sum expended by the State since 1850, a period of sixty-five years, for lands and public buildings for its use as a commonwealth. Various small sums have been voted from time to time looking to repairs or furnishings, but manifestly these form no part of the gross total for lands and buildings. It might be proper to here call attention to the fact that the present State capitol represents in actual expenditure a smaller sum than that expended by any State in the American Union for capitol buildings, and there are probably more than one hundred county courthouses in the United States that cost far in excess of the sum above referred to, and which are at the same time far more admirably appointed for the conduct of public business.

"The foregoing facts should be carried in mind in any discussion of public expenditures, the extravagance of previous Legislatures, and the unwarranted use of State funds for unnecessary public buildings. The State has spent far too little for public buildings, and the need is imperative for still further enlargement. There is still a pressing need on the part of all offices and departments for necessary room for the proper and ex-

peditionous conduct of official business. There is not an office or department in the State capitol which is not crowded for space. It is a false notion which assumes that an office or department is serving its best purpose by narrowing State business to a corner. Unless constantly expanding to meet the needs of a growing and aspiring people, no office has a right to exist. Offices and departments do not exist for the pleasure of incumbents. They are made necessary by the complexities of our expanding State life. Therefore, instead of being hampered and held down, they should be given an opportunity to meet the demands of a more and more exacting public.

"If I may be permitted to particularize, I would urge that provision be made for a special building for the use of the Supreme Court, the Court of Appeals, and the rich collections of the Supreme Court library. A building suitable to their needs for two or three generations could be provided by an appropriation of one hundred and fifty thousand dollars, and an appropriation for that amount ought to be made. With their removal from the present building, space would be provided for other offices and departments for necessary expansion until a later session could meet their growth. The erection of a judiciary building would serve quite as much as any other one thing you could do to demonstrate that call of aspiration, which would invite progressive immigration to our borders, and at the same time hearten our own people to an appreciation of the dignity and power of their State."

CONCLUSION.

The commission in realization of the importance and responsibility of the task committed to its several members, has devoted itself faithfully to the task imposed, and often at personal inconvenience, has given time and attention to the work which more properly belonged to their regular official duties.

The secretary has kept a careful and complete record of the proceedings of the several meetings of the commission. In his hands will be found the journal, as well

as copies of all contracts, specifications, bonds, bids and agreements incident to its business.

The commission feels assured that the building erected, the improvements made, and the refurnishing and equipment of the Senate chamber and hall of the House of Representatives, all represent real and permanent values.

REPORT.

The foregoing report was read at length and ordered spread upon the Journal of the Senate.

REPORT OF THE SECRETARY.

To the Senate:

Gentlemen:—I submit the following report, made pursuant to joint rule No. 5, relative to the delivery of enrolled and signed bills to the Governor and joint resolutions delivered to the secretary of State, to wit:

S. 126. An act to dissolve the municipal corporation of the town of Kinsey, Houston county, Alabama.

Delivered to the Governor July 21, 1915, 11 A. M.

S. 357. An act to ratify and confirm the payment of certain county warrants issued by the commissioners court of Marengo county and paid by John C. Dunn as treasurer of said county, and to discharge said John C. Dunn and his sureties of his official bond from all liabilities on account of such payments.

Delivered to the Governor July 27, 1915, 1 P. M.

S. 358. An act to prohibit the running at large of bulls more than twelve months of age.

Delivered to the Governor July 27, 1915, 1 P. M.

S. J. R. Senate joint resolution of the Legislature of Alabama, memorializing the Congress of the United States to erect a new public building in the city of Montgomery.

Delivered to the Governor July 27, 1915, 1 P. M.

S. 354. An act to repeal an act entitled an act to provide additional compensation for the sheriff of Baldwin county.

Delivered to the Governor August 3, 1915, 4 P. M.

S. 355. An act to repeal an act entitled an act to allow the treasurer of Baldwin county fees for recovery and disbursing county revenues.

Delivered to the Governor August 3, 1915, 4 P. M.

S. 419. An act to provide for the payment by the county or municipality of the expense of the publication of the Governor's proclamation substituting the proposed constitutional amendment to the people, where the amendment applies only to the county or a subdivision of a county or to a municipality.

Delivered to the Governor August 3, 1915, 4 P. M.

S. 358. An act to prohibit the running at large of bulls more than twelve months of age.

Delivered to the Governor August 6, 1915, 11 A. M.

S. 654. An act to authorize the sale and conveyance or lease of the property of a public utility, together with the franchises, contracts and other assets of such public utility, to a purchaser then engaged or proposing to engage in the business contemplated by such public utility; and authorize the sale and conveyance of the capital stock of a corporation owning and operating a public utility to purchaser, whether or not engaged or proposing to engage in the business of such public utility, whenever the sale and conveyance or lease of the property of such public utility, and whenever the sale and conveyance of the capital stock of such corporation is consistent with the interest of the public; and to provide for the determining whether any sale and conveyance or lease proposed to be made under the provisions of this act is consistent with the interest of the public.

Delivered to the Governor August 6, 1915, 11 A. M.

S. 419. An act to provide the payment by the county or the municipality of the expense of the publication of the Governor's proclamation substituting a proposed constitutional amendment to the people where the amendment applies only to a county or subdivision of a county or to a municipality.

Delivered to the Governor August 7, 1915, 1:10 P. M.

S. 537. An act to provide a circuit court in every county in the State, and for the consolidation of the chancery court and all other courts of record having the jurisdiction of the chancery courts or circuit court or

either of them into the circuit court, and to remove all pending causes and records into the circuit court and to provide and regulate the proceedings therein.

Delivered to the Governor August 10, 1915, 10:30 A. M.

S. 129. An act to provide for a county board of education, to prescribe the method of election of the members thereof, to define the powers and duties of the board of education in incorporated cities and towns, to make an examination of children of school age.

Delivered to the Governor August 10, 1915, 4:40 P. M.

S. 170. An act to require private denominational and parochial schools to make school reports.

Delivered to the Governor August 10, 1915, 4:40 P. M.

S. 340. An act to change the boundary lines of the city of Bridgeport, Jackson county, Alabama.

Delivered to the Governor August 14, 1915, 11:12 A. M.

S. 389. An act to provide that one-fourth of the annual revenue of the town of Dadeville from licenses and taxes shall be used for the maintenance of the public schools; that the unused portion of same shall be transferred to the general fund on the first day of July in each year, and to provide what expenses of the public schools shall be paid out of the school fund.

Delivered to the Governor August 14, 1915, 11:12 A. M.

S. 463. An act to authorize and require the county treasurer of Greene county, Alabama, to transfer all moneys from the fine and forfeiture fund of said county into the general fund of said county and to pay from said general fund all legal claims against said fine and forfeiture fund.

Delivered to the Governor August 14, 1915, 11:12 A. M.

S. 487. An act to abolish the office of county treasurer of Houston county, and to require the county funds to be deposited in some national or State bank in the county of Houston as the commissioners court of said county of Houston may elect, and to provide for the custody of such funds and the payment of interest on same.

Delivered to the Governor August 14, 1915, 11:12 A. M.

S. 607. An act to ratify and confirm the payment of a certain county warrant paid by Joe S. Bird, treasurer of Shelby county, Alabama, and to discharge said Joe S. Bird and his sureties on his official bond from all liability on account of payment of such warrant.

Delivered to the Governor August 14, 1915, 11:12 A. M.

S. 610. An act to create and establish the Uniontown road district, in Perry county, Alabama; to provide for the improvement, maintenance, establishment, control, creation, building and supervision of the roads and bridges therein, to establish and create a board of supervision therein and therefor, and to fix and define the powers, duties and authority of said board.

Delivered to the Governor August 14, 1915, 11:12 A. M.

S. 627. An act to change the boundary line of Fort Payne, Alabama.

Delivered to the Governor August 14, 1915, 11:12 A. M.

S. 710. An act to fix the time of holding the circuit court of Coffee county, at Enterprise, Alabama.

Delivered to the Governor August 14, 1915, 5:06 P. M.

S. 719. An act to fix the compensation of the secretary of the Senate, assistant secretary of the Senate, and chief clerk in his office; the clerk of the House, assistant clerk of the House and reading clerk of the House.

Delivered to the Governor August 14, 1915, 6:35 P. M.

S. 667. An act to fix the time of electing the successor to the commissioners whose term expires during the year 1915, in all cities having a population of one hundred thousand or over according to the last or any subsequent Federal census.

Delivered to the Governor August 16, 1915, 11:30 A. M.

S. 562. An act to further provide for the organization, government and regulation of cities which now have or may hereafter have a population of as much as one hundred thousand people according to the last Federal census or any such census which may hereafter be taken, and to further provide for and define the rights, powers, duties, procedure, jurisdiction and authority of

such cities and of the officers, courts and bodies thereof, and of the State and county officers courts, bodies, boards and funds in relation to such cities and the officers and affairs thereof, and to prescribe penalties for the violation of this act.

Delivered to the Governor August 19, 1915, 4:15 P. M.

S. 608. An act to ratify and confirm the payment of certain county warrants paid by Joe S. Bird, treasurer of Shelby county, Alabama, and to discharge the said Joe S. Bird, treasurer of Shelby county, Alabama, and his sureties on his official bond, from all liability on amounts of the payment of such warrants.

Delivered to the Governor August 19, 1915, 4:15 P. M.

S. 609. An act to provide for the relief of V. B. Overton, a Confederate pensioner of Bibb county, Alabama, and to provide for the payment to said V. B. Overton of seventy (\$70.00) dollars, which was omitted to be paid to him as a Confederate pension for the year 1914.

Delivered to the Governor August 19, 1915, 4:15 P. M.

S. 700. An act to amend section 5838 of the Code of Alabama of 1907.

Delivered to the Governor August 19, 1915, 4:15 P. M.

S. 696. An act to abolish the charter of the town of Morris, situated in Jefferson county, Alabama, and to dissolve said town of Morris, a municipal corporation located in Jefferson county, Alabama.

Delivered to the Governor August 19, 1915, 4 P. M.

S. 718. An act to provide for the payment out of the general funds of Franklin county, according to the registration, the clerks, sheriffs, and witnesses, fees included in warrant No. 2978, issued by S. J. Petree, judge of probate, November term 1913, of the court of revenue.

Delivered to the Governor August 19, 1915, 4 P. M.

S. 723. An act to provide for the relief of C. B. Thomas and to authorize the payment to him out of the fine and forfeiture fund of Marengo county of the sum of two hundred dollars paid by him upon a forfeiture of a bond of Alex Buckhannon.

Delivered to the Governor August 19, 1915, 4 P. M.

S. 726. An act to relieve J. Wiley Littlejohn, John S. Catts, Samuel W. Collins and William M. Adams, and each of them from liability to the county of Chil-

ton, State of Alabama, for or on account of any money or moneys heretofore paid out by them or any of them under purported authority from the courts of the county commissioners of said county in the enforcement of the act of November the 23rd, 1907, prohibiting the sale, etc., of intoxicating liquors (acts special session 1907, pp. 71-76), and to ratify and to confirm said expenditures.

Delivered to the Governor August 19, 1915, 4:15 P. M.

S. 587. An act to regulate the payment of costs in the case of convicts heretofore and hereafter sentenced to hard labor in Madison county, Alabama, whenever and so long as said convicts or any of them are worked on the public roads of said county, and to require the court of county commissioners of said county to pay the costs of such convicts who were sentenced to hard labor for the county and who actually worked on the county roads thereof from and after January 1st, 1915, to the time of the approval of this act.

Delivered to the Governor August 19, 1915, 4:15 P. M.

S. 684. An act to create the board of revenue for Houston county, name the members thereof, confer on such board of revenue all the powers now exercised by the board of county commissioners of Houston county; to fix the term of office of said board of revenue; to provide for the election of their successors in office; to fix the duties of the probate judge with reference to such board of revenue; and to abolish the court of county commissioners of Houston county.

Delivered to the Governor August 19, 1915, 2 P. M.

S. 273. An act authorizing and regulating certain classes of indemnity contracts, empowering corporations to make such contracts and fixing certain fees and the penalty for violation thereof.

Delivered to the Governor August 24, 1915, 10:35 A. M.

S. 409. An act to prohibit the holding of meetings, executive or secret session by the railroad commission of Alabama, the high school commission of Alabama, the State board of purchase, board of compromise of Alabama, State board of convict inspectors, State tax commission, any court of coun-

ty commissioners or board of revenue, any city commission or municipal council, or any other body, board or commission in the State charged with the duty of disbursing any funds belonging to the State, county or municipality, except where some questions involving the character or good name of a woman or man is involved; and to provide penalties for a violation of this act.

Delivered to the Governor August 24, 1915, 10:55 A. M.

S. 588. An act to empower and direct the court of county commissioners of Madison county to pay for the publication of notices intention to apply for certain local laws applicable to the entire county, when such bills are enacted into laws at the present or future sessions of the Legislature.

Delivered to the Governor August 24, 1915, 10:25 A. M.

S. 602. An act for the relief of ex-probate judge John T. Kaylor.

Delivered to the Governor August 24, 1915, 10:25 A. M.

S. 645. An act to provide for the better building, maintenance and protection of the public roads and bridges of Cleburne county, Alabama; to provide funds, regulations and penalties to carry the provisions and purposes of this act into effect.

Delivered to the Governor August 24, 1915, 10:25 A. M.

S. 153. An act to prohibit the owners, managers, operators and employees of telephone or telegraph lines operated in this State from publishing or communicating in any way whatsoever, or causing or allowing to be communicated, the contents of any telegram or telephone message without consent of either the sender or receiver of the same.

Delivered to the Governor August 25, 1915, 12:35 P. M.

S. 265. An act to provide the obtaining of money, property or things of value, or the making, uttering or delivery of any check, draft or order in payment of any obligation, with intent to defraud; to fix the punish-

ment for the violation thereof, and to prescribe a rule of evidence in prosecution thereunder.

Delivered to the Governor August 25, 1915, 12:35 P. M.

S. 394. An act to create an election commission for all cities of one hundred thousand population or over, according to the last or any subsequent Federal census; to provide that the probate judge, sheriff and clerks of the circuit court of the county within which city or cities are located shall constitute such commission and to define the powers and duties of same.

Delivered to the Governor August 25, 1915, 12:35 P. M.

S. 563. An act to regulate and restrict the expenditures made, or contracted to be made, by each city in the State of Alabama which now has or which may hereafter have, a population of more than one hundred thousand according to the last Federal census, or any such census which may hereafter be taken, and to provide for the impeachment and removal from office of each person, a member of the governing body of such city, who willfully causes, abets or permits any unlawful expenditure to be made or contracts by such city.

Delivered to the Governor August 25, 1915, 12:35 P. M.

S. 577. An act to repeal the charter of the municipal corporation of the town of Vinemont, in the county of Cullman.

Delivered to the Governor August 26, 1915, 5 P. M.

S. 202. An act to amend section 1345 of the Code of Alabama.

Delivered to the Governor August 26, 1915, 5 P. M.

S. 193. An act to require clerks of all courts on appeal to the Supreme or Court of Appeals to make and keep on file an exact copy of the record certified to said Supreme or Court of Appeals for which they shall be allowed as costs of appeal two dollars and fifty cents in said appeal.

Delivered to the Governor August 26, 1915, 5 P. M.

S. 564. An act to amend section 1842 of the Code of Alabama.

Delivered to the Governor August 27, 1915, 4:45 P. M.

S. 76. An act to abolish the office of county treasurer, and to require that the county funds be deposited in such incorporated national or State bank in the several counties as the board of revenue or court of county commissioners may elect, and to provide for the custody of such funds, and to require all acts required of the treasurer to be performed by the president of the board of revenue or county commissioners.

Delivered to the Governor September 2, 1915, 10 A. M.

S. 703. An act to reimburse the Governor for moneys expended by him in repairs and furnishing of the Governor's mansion.

Delivered to the Governor September 2, 1915, 10 A. M.

S. 746. An act to change and extend the corporate limits of the town of Georgiana, in the county of Butler and State of Alabama.

Delivered to the Governor August 27, 1915, 4:45 P. M.

S. J. R. 136. Senate joint resolution of the House and Senate of the Legislature of Alabama, to Galveston, Houston, and the State of Texas conveying expressions of sympathy for the loss of life and property in the recent storm.

Delivered to the Governor August 31, 1915, 12:35 P. M.

S. J. R. 137. Senate joint resolution of the House and Senate of the Legislature of Alabama memorializing the Congress of the United States in regard to continue the improvements of the waterways of the State and the deepening and maintaining of the ship channel at Mobile.

Delivered to the Governor August 31, 1915, 12:35 P. M.

S. 403. An act to amend an act entitled, an act to provide for State aid, regulation and supervision of the Mercy Home Industrial School for Girls, located at Birmingham, Alabama, approved April 15, 1911.

Delivered to the Governor August 31, 1915, 12:35 P. M.

S. 76. An act to abolish the office of county treasurer and to require that the county funds be deposited in such incorporated national or State bank in the several counties as the board of revenue or court of county commissioners may elect, and to provide for the custody of such funds, and to require all acts required of the treasurer to be performed by the president of the board of revenue or county commissioners.

Delivered to the Governor September 2, 1915, 10 A. M.

S. 703. An act to reimburse the Governor for moneys expended by him in repairs and furnishing of the Governor's mansion.

Delivered to the Governor September 2, 1915, 10 A. M.

S. 230. An act to amend section 4897 of the Code of Alabama of 1907.

Delivered to the Governor September 3, 1915, 12 noon.

S. 366. An act to establish and regulate Good Roads Day in Alabama.

Delivered to the Governor September 3, 1915, 12 noon.

S. 208. An act to provide for the removal of prisoners affected with tuberculosis confined in the several jails of this State, from said jails to the tuberculosis hospital of the Alabama State penitentiary.

Delivered to the Governor September 7, 1915, 12:20 P. M.

S. 821. An act to abolish the office of treasurer of Geneva county, to require the county funds to be deposited in some national or State bank, or with some individual in the county of Geneva as the commissioners court of said county of Geneva may elect, and to provide for the custody of such funds.

Delivered to the Governor September 7, 1915, 12:20 P. M.

S. 406. An act to provide for the purchase of blank books, stationery and office supplies, etc.

Delivered to the Governor September 8, 1915, noon.

S. 294. An act to amend section 3795 of the Code of Alabama of 1907.

Delivered to the Governor September 8, 1915, 12:20 P. M.

S. 687. An act for the incorporation of mutual co-operative societies, etc.

Delivered to the Governor September 8, 1915, 12:20 P. M.

S. 461. An act to designate certain public roads of the State of Alabama as State trunk roads, etc.

Delivered to the Governor September 8, 1915, 12:20 P. M.

S. 658. An act to repeal an act entitled an act to amend section 1 of an act to incorporate the town of Clanton, in the county of Chilton, State of Alabama, and to repeal all former charters of said town.

Delivered to the Governor September 9, 1915, 9:45 A. M.

S. 747. An act to provide for the payment of all fines and forfeitures of Franklin county, etc.

Delivered to the Governor September 9, 1915, 9:45 A. M.

S. 767. An act to abolish the highway commission of Houston county, Alabama, and to repeal the act creating same.

Delivered to the Governor September 9, 1915, 9:45 A. M.

S. 154. An act to make an appropriation for necessary repairs and improvements on the buildings of the 4th district agricultural school of Sylacauga.

Delivered to the Governor September 9, 1915, 9:45 A. M.

S. 434. An act to authorize the courts of county commissioners or any similar court of whatever name, etc.

Delivered to the Governor September 9, 1915, 9:45 A. M.

S. 335. An act to appropriate the sum of twenty-seven thousand five hundred dollars (\$27,500), and interest thereon at 4 per cent. since July 1, 1914, for the purpose of paying a certificate of indebtedness issued by the Governor of Alabama to the endowment fund of the University of Alabama.

Delivered to the Governor September 9, 1915, noon.

S. 830. An act to relieve Frank Miller from all liability for and on account of receiving money to the amount of two hundred and thirty and 50/100

(\$230.50) dollars from the funds of Shelby county, Alabama, during the years 1911 and 1912, etc.

Delivered to the Governor September 9, 1915, noon.

S. 786. An act to relieve J. R. Allen from liability for and on account of receiving money from the funds of Shelby county, etc.

Delivered to the Governor September 9, 1915, noon.

S. 801. An act to amend section 4 of an act to provide for holding separate terms of the circuit court for Coffee county, in the twelfth judicial circuit, at Enterprise.

Delivered to the Governor September 9, 1915, 12:30 P. M.

S. 721. An act to require the election of members of courts of county commissioners or boards of revenue of counties in this State, having or may hereafter have an area of one thousand five hundred and seventy-five square miles or more, by the voters only of the districts, etc.

Delivered to the Governor September 9, 1915, 2 P. M.

S. 584. An act to amend section 3589 of the Code of Alabama.

Delivered to the Governor September 9, 1915, 2 P. M.

S. 806. An act to require the court of county commissioners of Butler county to publish monthly in a newspaper published in said county, a statement showing the receipts and expenditures of money for said county.

Delivered to the Governor September 9, 1915.

M.

S. 604. An act to regulate the office of sheriff in counties of 1,000 population or over according to the last Federal census, to exempt the sheriffs of such counties from court costs.

Delivered to the Governor September 8, 1915, 10 A.

M.

S. 733. An act to authorize and require the board of revenue and road commissioners of Mobile county, to order an election to determine whether or not Mobile county should issue bonds for the construction of public school houses and buildings appurtenant thereto, etc.

Delivered to the Governor September 9, 1915, noon.

S. 720. An act to provide for the abolishment of the office of county treasurer of Barbour county, etc.

Delivered to the Governor September 9, 1915, noon.

S. 785. An act to remit, annul and cancel an alleged indebtedness claimed by the county of Shelby against A. P. Longshore, in suit pending in the circuit court of said county.

Delivered to the Governor September 9, 1915.

S. 440. An act to grant the city of Mobile the right to use certain lands in the Bay of Mobile, etc.

Delivered to the Governor September 9, 1915.

S. 332. An act to repeal an act to regulate the fine and forfeiture fund of Coffee county and claims against said funds, and requiring all fines and forfeitures to be paid in money, etc.

Delivered to the Governor September 9, 1915, noon.

S. 171. An act to amend article 31, chapter 41, of the Code of Alabama, 1907.

Delivered to the Governor September 9, 1915, 2 P. M.

S. 784. An act to ratify and confirm the payment of certain county warrants paid by W. E. Harrison as treasurer of Shelby county, Alabama, and to discharge said W. E. Harrison and his sureties on his official bond from all liabilities on account of the payment of such warrants.

Delivered to the Governor September 10, 1915, 10 A. M.

S. 763. An act to provide for the better building, maintenance and protection of the public roads and bridges of Limestone county, etc.

Delivered to the Governor September 10, 1915, 10 A. M.

S. 282. An act to authorize the courts of county commissioners or boards of revenue in counties where there are no poor houses, to make provision for paupers, etc.

Delivered to the Governor September 10, 1915, 10:30 A. M.

S. 857. An act to further suppress the evils of intemperance; restrict the consumption, receipt, possession and delivery of spirituous, vinous, malted, fermented, or other intoxicating or prohibited liquors and bev-

erages; prescribing procedure in defined cases, and fixing punishment and penalties.

Delivered to the Governor September 14, 1915, 9 A. M.

S. 426. An act to pay Teague & Sons the sum of \$643.85, said sum being owed by the State to Teague & Sons.

Delivered to the Governor September 14, 1915, 9 A. M.

S. 362. An act to authorize the court of county commissioners of Tallapoosa county to borrow money not exceeding twenty-five thousand dollars and to pay interest thereon.

Delivered to the Governor September 14, 1915, 9 A. M.

S. 685. An act to ratify, confirm and validate all payments heretofore made by county treasurers on warrants drawn by probate judges under supposed valid orders of courts of county commissioners, etc.

Delivered to the Governor September 14, 1915, 9 A. M.

S. 598. An act to amend section 1355 of the Code of Alabama of 1907.

Delivered to the Governor September 14, 1915, 9 A. M.

S. 827. An act to authorize the court of county commissioners of Calhoun county to appropriate funds for aiding farm demonstration, animal industry, domestic science and all other work for improving farm life and organizing farm club life.

Delivered to the Governor September 14, 1915, 12:30 P. M.

S. 851. An act to appropriate the sum of \$1,073.75 from the appropriation to the general educational fund of Limestone county, Alabama.

Delivered to the Governor September 14, 1915, 12:30 P. M.

S. 76. An act to abolish the office of county treasurer and to require that the county funds be deposited in such incorporated national or State bank in the several counties as the board of revenue or court of county commissioners may elect and to provide for the custody

of such funds, and to require all acts required of the treasurer to be performed by the president of the board of revenue or court of county commissioners.

Delivered to the Governor September 14, 1915, 5:10 P. M.

S. 438. An act to alter and re-arrange the boundaries of the city of Mobile, State of Alabama.

Delivered to the Governor September 15, 1915, 12:50 P. M.

S. 639. An act to encourage technical education in the State of Alabama, by providing increased facilities, buildings and maintaining for the Alabama Polytechnic Institute.

Delivered to the Governor September 15, 1915, 12:50 P. M.

S. 787. An act to annul, remit and cancel an alleged indebtedness claimed by the county of Shelby against A. H. Morrell in a suit pending in the circuit court of said county.

Delivered to the Governor September 15, 1915, 12:50 P. M.

S. 744. An act to relieve all persons other than county convicts, of any obligation to work on the public roads or to pay any penalties in default thereof, in the counties of the State of Alabama whose aggregate tax values according to the complete assessments of the preceding year amount to as much as one hundred million dollars.

Delivered to the Governor September 15, 1915, 12:50 P. M.

S. 742. An act to pay the expenses of sheriffs for the arrest of defendants with contraband or prohibited liquors or beverages.

Delivered to the Governor September 15, 1915, 12:50 P. M.

S. 839. An act regulating the fine and forfeiture of Houston county, Alabama, prescribing what claims shall be filed against the fine and forfeiture fund of said county and prescribing the order of priority in which the same shall be paid.

Delivered to the Governor September 15, 1915, 12:40 P. M.

S. 864. An act providing for the relief of R. E. Blunt, former superintendent of education of Washington county.

Delivered to the Governor September 15, 1915, 12:40 P. M.

S. 813. An act to amend an act to establish a State school for teaching agriculture and domestic economy in Lineville, Alabama, to provide for the management and control thereof, and to make appropriation to support said school, approved March 31, 1911.

Delivered to the Governor September 15, 1915, 12:40 P. M.

S. 352. An act to further provide for the maintenance and better working of the public roads of Barbour county, Alabama.

Delivered to the Governor September 15, 1915, 12:40 P. M.

S. 531. An act to amend section 7796 of the Code of Alabama.

Delivered to the Governor September 16, 1915, 9:55 A. M.

S. 530. An act to provide for and regulate the making of monthly reports by clerks and registers of circuit courts, etc.

Delivered to the Governor September 16, 1915, 9:55 A. M.

S. 556. An act to define the right of action of an assignee of a judgment or decree of a court of record.

Delivered to the Governor September 16, 1915, 10:15 A. M.

S. 544. An act to further define the power and authority of the chief justice of the Supreme Court.

Delivered to the Governor September 16, 1915, 10:45 A. M.

S. 503. An act to amend sections 5997, 5998, 5999, and 6006 of the Code of Alabama.

Delivered to the Governor September 16, 1915, 10:45 A. M.

S. 495. An act to amend section 4023 of the Code of Alabama.

Delivered to the Governor September 16, 1915, 10:45 A. M.

S. 499. An act to provide that certain motions in cases at law shall become a part of the record and to dispense with the reserving of exceptions to the rulings thereon.

Delivered to the Governor September 16, 1915, 10:15 A. M.

S. 800. An act to provide the more efficient method of opening, building, changing, constructing and working the public roads of Pickens county, etc.

Delivered to the Governor September 16, 1915, 10:15 A. M.

H. 538. An act to confer upon the circuit courts of the State the jurisdiction of the chancery courts and to prescribe the manner of exercising the same.

Delivered to the Governor September 16, 1915, 10:15 A. M.

S. 493. An act to amend section 3662 of the Code of Alabama.

Delivered to the Governor September 16, 1915, 10:15 A. M.

S. 325. An act to impose a license or privilege tax of one dollar on each dog, etc.

Delivered to the Governor September 16, 1915, 10:15 A. M.

S. 507. An act to prescribe the notice, time and procedure for holding elections on proposed amendments of the Constitution.

Delivered to the Governor September 16, 1915, 10:15 A. M.

S. 505. An act to require all the fees allowed by sections 6655 and 6656 of the Code, in the county court, to be paid into the county treasury, etc.

Delivered to the Governor September 16, 1915, 10:15 A. M.

S. 500. An act to regulate and prescribe the manner of giving notice of any and all proceedings in the courts to non-residents of the State and county in which proceedings are pending.

Delivered to the Governor September 16, 1915, 10:15 A. M.

S. 519. An act to amend section 2500 of the Code.

Delivered to the Governor September 16, 1915, 10:15 A. M.

S. 513. An act to amend section 2502 of the Code.

Delivered to the Governor September 16, 1915, 10:15

A. M.

S. 504. An act to require a certified copy of each opinion rendered by the Supreme Court and by the Court of Appeals of Alabama to be promptly sent to the clerk of the court from which the case was appealed.

Delivered to the Governor September 16, 1915, 10:15

A. M.

S. 510. An act to amend section 3164 of the Code, as amended by an act approved April 21, 1911.

Delivered to the Governor September 16, 1915, 10:15

A. M.

S. 502. An act to amend section 3227 of the Code.

Delivered to the Governor September 16, 1915, 10:15

S. 520. An act to amend section 5303 of the Code of Alabama.

Delivered to the Governor September 16, 1915, 10:15

A. M.

S. 541. An act to amend subdivision one of section 3255 of the Code.

Delivered to the Governor September 16, 1915, 10:15

A. M.

S. 539. An act to confer upon judges of the circuit courts, all the powers and authority of chancellors and authorize and require them to hold any chancery court as provided by law.

Delivered to the Governor September 16, 1915, 10:15

A. M.

S. 498. An act to amend section 3970 of the Code of Alabama, 1907.

Delivered to the Governor September 16, 1915, 10:15

A. M.

S. 555. An act to amend an act approved April 21, 1911, entitled "An act to regulate the proceedings in the Supreme Court or Court of Appeals in cases which in the opinion of the court, should be reversed because the judgment of the lower court is excessive, and there is, in the opinion of the Supreme Court or Court of Appeals, no other ground of reversal."

Delivered to the Governor September 16, 1915, 10:15

A. M.

S. 497. An act to amend section 5326 of the Code.

Delivered to the Governor September 16, 1915, 10:45 A. M.

S. 308. An act to propose and submit to the qualified electors of the State of Alabama at an election to be held on the first Monday after the expiration of three months from and after the final adjournment of the present session of the Legislature at which amendment is proposed, an amendment to the Constitution of Alabama whereby the city of Birmingham may levy and collect a rate of taxation on property.

Delivered to the Governor September 20, 1915, 12:55 P. M.

S. 444. An act to create a State harbor commission to be known as the "State harbor commission," define its jurisdiction, powers, duties, etc.

Delivered to the Governor September 20, 1915, 12:55 P. M.

S. 171. An act to amend article 31, chapter 41, of the Code of Alabama, 1907.

Delivered to the Governor September 20, 1915, 12:55 P. M.

S. 766. An act to provide for a better system of public roads for the county of DeKalb, in this State.

Delivered to the Governor September 20, 1915, 12:55 P. M.

S. 886. An act to regulate registration of conditional sales in Tallapoosa county.

Delivered to the Governor September 20, 1915, 12:55 P. M.

S. 486. An act to amend section 1678 of the Code of Alabama of 1907, as amended by act approved April 18, 1911.

Delivered to the Governor September 20, 1915, 12:55 P. M.

S. 213. An act to provide for the payment of equitable claims against counties.

Delivered to the Governor September 21, 1915, 10:25 A. M.

S. 492. An act to provide for taking testimony orally in open court in equity cases.

Delivered to the Governor September 22, 1915, 10 A. M.

S. 509. An act to regulate amendments to bills and answers in equity cases.

Delivered to the Governor September 22, 1915, 10 A. M.

S. 526. An act to repeal section 6718 of the Code on the subjects of proceedings in county courts.

Delivered to the Governor September 22, 1915, 10 A. M.

S. 516. An act to amend sections 3264 and 3265 and repeal section 6647 of the Code.

Delivered to the Governor September 22, 1915, 10 A. M.

S. 540. An act to further regulate proceedings in the circuit courts in the several counties of the State; fix the term thereof; provide for calls of cases for trial; regulate the proceedings thereon; fix the term when judgments and decrees become final; provide for issuing executions thereon and for motion to set aside judgments and decrees and for new trials.

Delivered to the Governor September 22, 1915, 10 A. M.

S. 553. An act to amend section 6256 of the Code.

Delivered to the Governor September 22, 1915, 10 A. M.

S. 490. An act to further regulate the practice in county courts.

Delivered to the Governor September 22, 1915, 10 A. M.

S. 197. An act to regulate and fix the intrastate transportation of baggage and storage of baggage and charges on excess of baggage by common carriers.

Delivered to the Governor September 22, 1915, 10 A. M.

S. 501. An act to further prescribe and regulate the right and manner of taking appeals in civil and criminal cases and their submission in the Supreme Court and Court of Appeals.

Delivered to the Governor September 22, 1915, 10 A. M.

S. 692. An act to aid and encourage technical and educational training in the State of Alabama, by pro-

viding buildings and equipments and maintenance for Alabama school of trades and industries.

Delivered to the Governor September 22, 1915, 10 A. M.

S. 408. An act to prohibit State, county and municipal officials or employees thereof, from accepting transportation, money, or any kind of gift from any individual, firm or corporation offering for sale any articles of any kind which are the subject of purchase by the State, etc.

Delivered to the Governor September 22, 1915, 11:45 A. M.

S. 485. An act to establish a budget system for the State of Alabama.

Delivered to the Governor September 22, 1915, 11:45 A. M.

S. 330. An act to amend section 6006, 1657, 1664 and 1669 of the Code, etc.

Delivered to the Governor September 22, 1915, 11:45 A. M.

S. 529. An act to amend section 2879 of the Code of Alabama.

Delivered to the Governor September 22, 1915, 11:45 A. M.

S. J. R. 536. Senate joint resolution proposing an amendment to section 48 of the Constitution of Alabama, so as to provide for biennial sessions of the Legislature.

Delivered to the Governor September 22, 1915, 11:45 A. M.

S. 808. An act to fix the compensation of circuit judges, circuit solicitors and assistant solicitors in all circuits in the State of Alabama, etc.

Delivered to the Governor September 22, 1915, 11:45 A. M.

S. 651. An act to further regulate the issuance of patents to owners or purchasers of the sixteenth sections of land, etc.

Delivered to the Governor September 22, 1915, 11:45 A. M.

S. 456. An act to create a State board of accountancy and to prescribe its powers and duties, etc.

Delivered to the Governor September 22, 1915, 11:45 A. M.

S. 874. An act to further prescribe the authority and duties of the attorney general and of solicitors acting under his authority, etc.

Delivered to the Governor September 22, 1915, 11:45 A. M.

S. 511. An act to amend section 2846 of the Code of Alabama, etc.

Delivered to the Governor September 22, 1915, 11:45 A. M.

S. 616. An act to further regulate primary elections in this State.

Delivered to the Governor September 22, 1915, 11:45 A. M.

S. 483. An act to prescribe a stamp tax to be paid on the sale of fertilizers or its component parts, in bulk, and regulating the sale of fertilizers or its component parts.

Delivered to the Governor September 22, 1915, 11:45 A. M.

S. 748. An act to make appropriation for the payment of expenses to be insured in the proclamation of the Governor on Constitutional amendments to be submitted to the qualified voters of the State, etc.

Delivered to the Governor September 22, 1915, 11:45 A. M.

S. 158. An act to require the bodies of all dead animals to be burned or buried, and to provide a penalty for the failure for doing so.

Delivered to the Governor September 22, 1915, 11:45 A. M.

S. 477. An act to require all persons appointed as auditors or examiners of books and accounts of the State of Alabama to be certified public accountants according to law.

Delivered to the Governor September 22, 1915, 11:45 A. M.

S. 764. An act to amend sections 1222 and 1226 of the Code of 1907 relating to recorders and recorders courts, and to fines and sentences imposed by them.

Delivered to the Governor September 22, 1915, 11:45 A. M.

S. 791. An act to amend subdivision 7 of section 5987 of the Code of Alabama.

Delivered to the Governor September 22, 1915, 11:45 A. M.

S. 345. An act to amend section 5422 of the Code of Alabama, 1907, etc.

Delivered to the Governor September 22, 1915, 11:45 A. M.

S. 697. An act providing for the support and maintenance of a summer school for Alabama Girls Technical Institute of Montevallo, Alabama.

Delivered to the Governor September 22, 1915, 11:45 A. M.

S. 476. An act to regulate the charging of fees and furnishing of information in the several departments of the State, and to provide for the covering into the State treasury of such fees.

Delivered to the Governor September 22, 1915, 11:45 A. M.

S. 734. An act to prohibit white female nurses from nursing or being employed in nursing in wards or rooms in hospitals, either public or private, in which negro men are placed for treatment or to be nursed, and to provide the punishment for a violation thereof.

Delivered to the Governor September 22, 1915, 11:45 A. M.

S. 300. An act to appropriate the sum of one thousand dollars annually for the expense of holding the annual reunion of the Alabama division of the United States Confederate Veterans and to authorize the Governor to appoint a commissioner to receive and disburse the said fund.

Delivered to the Governor September 22, 1915, 11:45 A. M.

S. 805. An act to authorize the court of county commissioners of Etowah county to deposit monies of the county in solvent banks, to provide for security for such deposits and require the county treasurer to pay warrants therein in favor of such banks in making such deposits.

Delivered to the Governor September 25, 1915, at 11:45 A. M.

S. 549. An act to amend section 5364 of the Code of Alabama.

Delivered to the Governor September 25, 1915, at 11:45 A. M.

S. 528. An act to amend sections 5957 and 5960 of the Code.

Delivered to the Governor September 25, 1915, at 11:45 A. M.

S. 551. An act to amend section 3022 of the Code of Alabama.

Delivered to the Governor September 25, 1915, at 11:45 A. M.

S. 506. An act to provide for the election of a solicitor for every judicial circuit in the State, and fix his salary; authorize the appointment of deputy solicitors, prescribe their duties and authority and fix their salaries.

Delivered to the Governor September 25, 1915, at 11:45 A. M.

S. 315. An act to amend section 3317 of the Code of Alabama, 1907. (Relates to the publication of receipts and disbursements by counties.)

Delivered to the Governor September 25, 1915, at 11:45 A. M.

S. 518. An act to amend section 5359 of the Code. (Relates to non-jury trials.)

Delivered to the Governor September 25, 1915, at 11:45 A. M.

S. 515. An act to amend sections 5346 and 5348 and to repeal section 5347 of the Code.

Delivered to the Governor September 25, 1915, at 11:45 A. M.

S. 525. An act to regulate inferior courts in cities having more than thirty-five thousand population, according to the last or any subsequent Federal census; to prescribe the jurisdiction of such courts, and provide for the number and compensation of the judges for such courts, and to provide for the appointment and compensation of the clerks and assistant clerks thereof, and to abolish the office of justice of the peace in such cities.

Delivered to the Governor September 25, 1915, at 11:45 A. M.

S. 546. An act to further regulate the practice and proceedings in the disposition of cases improperly brought as suits in equity or in the improper court, and to prescribe the manner of disposing of suits at law when an equitable question arises therein.

Delivered to the Governor September 25, 1915, at 11:45 A. M.

S. 545. An act to prescribe the number of judges of the circuit courts; the time of their election, and to regulate the procedure in circuit courts, and the appointment of registers thereof.

Delivered to the Governor September 25, 1915, at 11:50 A. M.

S. 558. An act to divide the State into judicial circuits, for the circuit court to be numbered and composed of counties named, and to fix the times and places for holding the courts therein.

Delivered to the Governor September 25, 1915, at 11:50 A. M.

S. 494. An act to prescribe the qualifications of jurors and regulate the selection, drawing and summoning of jurors; to prescribe the qualifications of and provide for the appointment of jury commissioners and clerks of commissions and to regulate the empanelling of grand and petit juries in all of the courts of this State.

Delivered to the Governor September 25, 1915, at 5:35 P. M.

S. 674. An act to divide the State into ten Congressional districts.

Delivered to the Governor September 25, 1915, at 5:35 P. M.

S. 537. An act to amend sections 4, 7 and 10 of an act entitled "An act to provide and create a commission form of government and to authorize the adoption of the same in all cities and towns in the State of Alabama, which now are not, or hereafter may not be, within the influence or operation of any other valid legislative enactment authorizing or adopting such form of government; to regulate the selection, and election of commissioners and their terms of office and retention and recall from office, to provide for the selection of one commissioner as mayor, and the retention in office

of certain officials; to fix the powers, duties and compensation of such commissioners; to punish improper conduct in connection with elections and petitions hereunder; to abolish boards of public works, police commissioners, councilmen, aldermen and certain other city and town officials of such municipalities as adopt the said form of government; and generally to authorize and provide for the creation and maintenance of said commission form of government," approved April 8th, 1911; to provide for initiative and referendum; to provide for the holding of elections in school houses; to provide manner of selecting election officers; to provide for use of voting machines at such elections; to permit the addition of a department of public charities.

Delivered to the Governor September 25, 1915, at 5:35 P. M.

S. 769. An act To close and abolish Powell street in the city of Dothan, Houston county, Alabama, from Cherry street to Range street, in said city.

Delivered to the Governor September 25, 1915, at 5:35 P. M.

S. 904. An act for the relief of the secretary of the Senate and the chief clerk in his office, and the assistant secretary of the Senate, the clerk of the House, the assistant clerk of the House and reading clerk of the House.

Delivered to the Governor September 25, 1915, at 5:35 P. M.

S. 489. An act to re-establish the county courts which are provided for in article three (3) of chapter one hundred and ninety-eight (198) of the Code of Alabama in all counties wherein the same have heretofore been abolished, except in counties having a population of seventy-five thousand (75,000) or more according to the last preceding Federal census, and to define the power, jurisdiction and duty of all the county courts which are hereby re-established and of all the county courts which are provided for by article three (3) of chapter one hundred and ninety-eight (198) of the Code of Alabama, and to prescribe the manner in which prosecutions for misdemeanors shall be begun, tried and determined therein and appeals taken therefrom, and to transfer

all indictments pending in any county court to the circuit court of the county where found for trial therein, and to repeal all laws, whether local, general or special, in conflict with the provisions of this act.

Delivered to the Governor September 25, 1915, at 5:35 P. M.

S. 533. An act to provide for the appointment of an official court reported by each circuit judge in Alabama; to fix their compensation, define their duties and provide for special reporters in certain cases.

Delivered to the Governor September 25, 1915, at 5:35 P. M.

S. 803. An act to change the name of the railroad commission of Alabama to the Alabama public service commission, and to enlarge its authority, powers and jurisdiction.

Delivered to the Governor September 25, 1915, at 8:20 P. M.

S. 259. An act to require the courts of county commissioners, boards of revenue or like officers of each county of the State of Alabama, to pay for the improvements or constructing of any public road, public highways, bridges, cross-ways, culverts, viaducts, or other public improvements which may have been heretofore ordered made by such court of county commissioners, board of revenue, or within any municipality within their county, and which remains unpaid because such court of county commissioners, board of revenue or like officers had no authority to order such improvements or purchase such property or for any other reason.

Delivered to the Governor September 25, 1915, at 8:20 P. M.

S. 866. An act to ratify and confirm the collection by J. J. Burks during the years 1911 and 1912 from the funds of said county, the sum of \$96.90 for services rendered in his district, the said J. J. Burks being a duly qualified member of the board of revenue of Shelby county for said term.

Delivered to the Governor September 25, 1915, at 8:20 P. M.

S. 870. An act to provide for the appointment of bailiffs of courts in circuits composed of only one county and having four or more judges.

Delivered to the Governor September 25, 1915, at 8:20 P. M.

S. 905. An act to provide a taxation of the capital stock of building and loan associations.

Delivered to the Governor September 25, 1915, at 8:20 P. M.

S. 907. An act to further provide for clerical assistance in the executive office of the State board of health.

Delivered to the Governor September 25, 1915, at 8:20 P. M.

S. 894. An act to amend an act entitled "An act to fix the time of electing the successor to the commissioner whose term of office expires during the year 1915, in all cities having a population of one hundred thousand or over according to the last or any subsequent Federal census, approved August 16, 1915."

Delivered to the Governor September 25, 1915, at 8:20 P. M.

S. 760. An act to authorize and empower the county commissioners, boards of revenue, courts of county revenues or boards or courts of like powers and jurisdiction in counties of this State having a population of more than fifty thousand inhabitants and less than seventy-five thousand inhabitants according to the last preceding Federal census and constituting within themselves separate judicial circuit, to pay out of the funds of such counties to the judges of the circuit courts in such counties salaries supplementary and in addition to the salaries paid to such judges by the State.

Delivered to the Governor September 25, 1915, at 8:20 P. M.

S. 400. An act to define the manner by which incorporated social and literary societies or clubs, may execute a mortgage or deed of trust upon their property.

Delivered to the Governor September 25, 1915, at 8:20 P. M.

S. 878. An act to amend section 36 of an act "to create a banking department of the State of Alabama and through this department to regulate, examine and supervise banks and banking, and to punish certain prohibited acts relating theretof," approved March 7, 1911.

Delivered to the Governor September 25, 1915, at 8:20 P. M.

S. 550. An act to amend section 3019 of the Code of Alabama.

Delivered to the Governor September 25, 1915, at 8:20 P. M.

S. 298. An act to ratify and confirm the contracts and agreements made by Governor Emmet O'Neal during his administration as Governor for employment of special counsel for the State, and the payments made for and on account thereof, and to provide for the payment of such services as have been rendered, and for which payment has not been made.

Delivered to the Governor September 25, 1915, at 8:20 P. M.

S. 895. An act to provide for the better construction, repairing, working and maintaining of the public roads and bridges in Baldwin county, Alabama.

Delivered to the Governor September 25, 1915, at 9:45 P. M.

S. 611. An act to abolish the town of Butler and to dissolve the incorporation thereof.

Delivered to the Governor September 25, 1915, at 9:45 P. M.

S. 762. An act to protect dipping vats within the State of Alabama.

Delivered to the Governor September 25, 1915, at 9:45 P. M.

S. 626. To amend section 2967 of the Code of 1907.

Delivered to the Governor September 25, 1915, at 9:45 P. M.

S. 831. An act to appropriate the net revenue received by the State from the licensing of motor vehicles, dealers and manufacturers of motor vehicles, garages and chauffeurs, to the State highway department.

Delivered to the Governor September 25, 1915, at 9:45 P. M.

S. 849. An act for the relief of Thomas T. Palmer, ex-sheriff of Mobile county, Alabama, for serving subpoenas in various cases on witnesses to appear before the excise commission of the city of Mobile, Alabama.

Delivered to the Governor September 25, 1915, at 9:45 P. M.

S. 822. An act to further regulate the practice and procedure before the railroad commission of Alabama, or any like body exercising similar jurisdiction in cases involving proposed changes in rates, charges or classification of common carriers in defined cases, and upon appeal from its orders in such cases; to prescribe the notice to be given the public and parties to be affected of hearings and investigations when it is proposed to increase the rates or charges for the transportation of freight or passengers; and to authorize appeals by parties to proceedings in rate cases before said commission or like body from its orders to a chancery court of Montgomery county, and from decrees of said court to the Supreme Court of the State in defined cases and to prescribe the procedure and practice.

Delivered to the Governor September 25, 1915, at 9:45 P. M.

S. 329. An act to create the office of reporter of decisions, provide for his appointment and fix his compensation.

Delivered to the Governor September 25, 1915, at 9:45 P. M.

S. 328. An act to amend an act entitled "An act to provide a stenographer for the Supreme Court reporter, to fix the salary of the same and to make appropriations to pay said salary."

Delivered to the Governor September 25, 1915, at 12:15 P. M.

S. 363. An act to authorize the State auditor to sell, the sale of lands for taxes made by the tax collectors in this State previous to the first day of January, 1911, where such lands were bid in for the State and have not been redeemed by the owner or persons entitled under the laws of the State to redeem such lands, or that have not been sold or transferred by the State under any law governing the sale or transfer of lands sold for taxes, at the price stated in the original certificate of sale.

Delivered to the Governor September 25, 1915, at 12:15 P. M.

S. 433. An act to amend an act to amend section sixty-nine hundred and sixty-four of the criminal Code of 1907, said act approved April 20, 1911.

Delivered to the Governor September 25, 1915, at 12:15 P. M.

S. 838. An act regulating the fine and forfeiture fund in the different counties in the State of Alabama; prescribing what claims may be filed against the fine and forfeiture fund of the several counties and prescribing the order and priority in which the same shall be paid.

Delivered to the Governor September 25, 1915, at 12:15 P. M.

S. 872. An act to require the State auditor to place upon the pension roll in appropriate class, all widows of Confederate soldiers or sailors who are entitled to a pension under the general laws of the State, but who, filed their application for a pension in the office of the judge of probate of the county instead of with the county board of pension examiners.

Delivered to the Governor September 25, 1915, at 12:15 P. M.

S. J. R. 188. Resolved by the Senate, the House of Representatives concurring, that when the two Houses adjourn for the day it be to reconvene on Friday, September 25, 1915, at 9 A. M., and that when they adjourn for that day it be sine die.

Delivered to the Governor September 25, 1915, at 8:20 P. M.

J. A. Kyle,
Secretary.

MESSAGE FROM THE HOUSE.

Mr. President:

The House has originated and adopted the following resolution:

By Mr. Fite of Tuscaloosa:

H. J. R. 238. Joint resolution providing for and empowering the board of trustees of the University of Alabama to make application for the admission of the University of Alabama to the rights and privileges of the Carnegie Foundation for the advancement of teaching and to receive the same.

That the board of trustees of the University of Alabama be and the same are hereby empowered to make application for and receive for the benefit of teachers of the University of Alabama, the rights and privileges

of the Carnegie Foundation for the advancement of teaching.

And sends same herewith to the Senate.

W. F. Herbert,
Clerk.

HOUSE MESSAGE.

On motion of Mr. Lee, the Senate concurred in and adopted H. J. R. 238, set out in the foregoing message from the House.

MOTIONS.

Mr. Lusk moved that a committee of three be appointed by the President to wait upon the Governor and inform him that the Senate had completed its labors and was ready to adjourn, which motion prevailed, and the President of the Senate appointed Messrs. Lewis, Hall and Green as a committee to wait upon the Governor.

Mr. Lusk also moved that a committee of two be appointed by the President to wait upon the House and inform the House that the Senate had no further communications for them and that the Senate is about to adjourn, which motion also prevailed, and the President appointed Messrs. Judge and Holmes as a committee to wait upon the House.

REPORTS OF COMMITTEES.

The committee appointed to wait upon the Governor, through Mr. Lewis, reported that they had performed their duty and that the Governor had no further communications for the Senate.

Mr. Judge, from the committee appointed to wait on the House, reported that said House had adjourned.

MESSAGE FROM THE HOUSE.

Mr. President:

The Speaker of the House having signed the following House joint resolution, your signature thereto is requested:

H. J. R. 238. Relative to empowering the board of trustees of the University of Alabama to make application for admission for the University of Alabama to rights and privileges of Carnegie Foundation.

W. F. Herbert,
Clerk.

SIGNING OF RESOLUTION.

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after its title had been publicly read at length by the secretary of the Senate, signed the following joint resolution:

H. J. R. 238. Relative to empowering the board of trustees of the University of Alabama to make application for admission for the University of Alabama to rights and privileges of Carnegie Foundation.

ADJOURNMENT.

At 11:55 P. M., on motion of Mr. Hill, the Senate adjourned sine die.

Thos. E. Kilby,
Lieutenant-Governor and President and Presiding
Officer of the Senate.

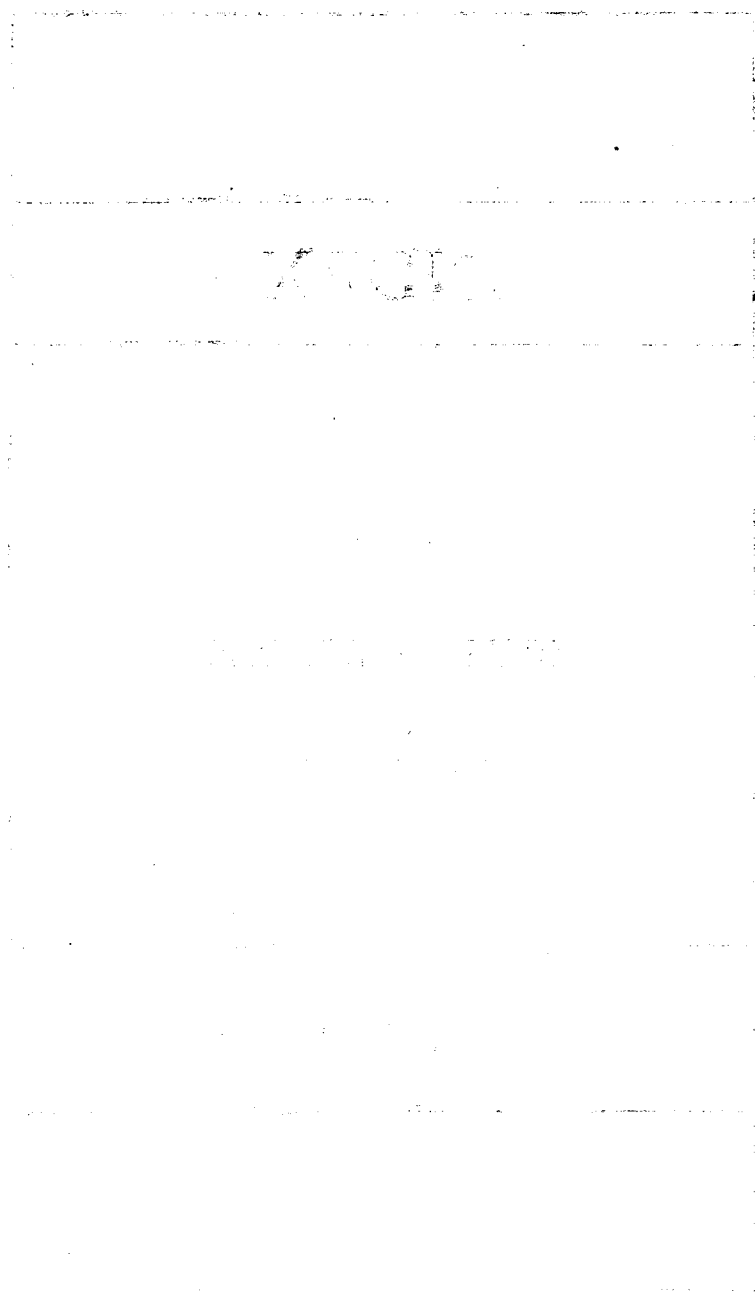
Attest:

J. A. Kyle, Secretary.

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- H. 1670, p. 3529, should be H. 1570.
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